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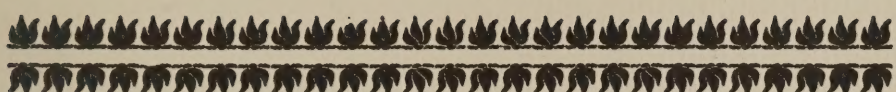
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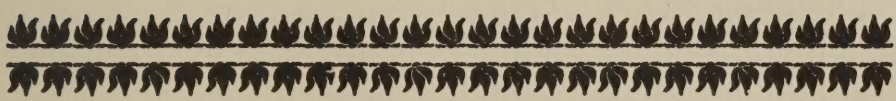
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Minutes
of the
Council and General Court
of
Colonial Virginia



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No.....**334**.....

And whereas - ^{tho} Hethorsall was warned
the Govern^rs pleasure upon this occasion, and
present in person, and went away, and neglect
his attendance, it was ordered that he should
presently sent for, and be layd in cells all
night following.

Feb: 4th - 1622.

March 1. 1622. A Court ^{wth} held whereat were
S^r Fra: Wyatt Govern^r, S^r George Year
Mr. George ^{Comptrol} Treasurer. S^r John
Deunter, W^m. Roger Smith. &c

The Court being sett.

James Wickam, aged ^{about} 25 or 26. a
being examined saith that on
the 24 of Februrary. 1622, that he
with Will. Carter. S^r Baynes and
Oth. Ma^r & the Royall went together
the woods to kill some flocks (Will. Carter
then he knew where there were cal
that if he saw them so farre & hee
kill them.) Will. Carter offering to shoot a
his second went of before, he intended
upon S^r Baynes, & Will. Carter would
examine to shoot it, will hee kill. & so
after will they flasse it as will. Carter
Mr. Isaac ^{some way} carryed each of them a part
Mr. Isaac was also in presence when they shot
& after they dressed it in the house w^{ch}
ell (belonging to S^r Potts) & the
S^r Baynes aged about 45. or 36.
examined saith that on we
Mr. Isaac & James Wickam
a

Examination
 of Jacob Wythe, Esq. on
 some Tuesdaye of fiftie Days ago
 before the honorable Sir Francis Wyatt
 the Highes generall of Virginia, and of
 the Council there assembled.

His Excellencie sayeth by remembrance of the Governor
 went to make search for the raffe, and coming to
 the house of the said George Clarke, he enquired of
 he would give him any light or notice of the same
 The said George Clarke answered, he knew not
 what became of it, but said he saw some 3 or 4 months
 ago saw 3 or 4 men walking to and fro Sandy gate late
 in the night, and his Excellencie sayeth that as he came
 of George Clarke said he knew, for he had seen
 him was at work in the ship, and he said to
 his Excellencie where it better stood, and he looked
 upon the board in it, and he said he saw it
 just before he left off, and he said he saw it
 answered, I will tell you he said he saw it
 still gave indeed by Daniel Clarke, and I did
 to draft it and had it before of it but I was
 to tell you for at the first, he said he saw it
 my self, and he said he saw it above in the
 in the night present, and his Excellencie went
 to see and found it true, but he said he
 was full of worms, and his Excellencie
 made one more for the sake of August 1623

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MINUTES
of the
COUNCIL
and
GENERAL COURT
of
COLONIAL VIRGINIA

1622-1632, 1670-1676

WITH NOTES AND EXCERPTS FROM ORIGINAL
COUNCIL AND GENERAL COURT RECORDS,
INTO 1683, NOW LOST

Edited by
H. R. McILWAINE



RICHMOND, Virginia

MCMXXIV

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Preface

This volume contains such remnants of the minutes of the proceedings of the Council and General Court of colonial *Virginia* as are extant and have been found. They are for the period *February* 4, 1622 (old style), through *February* 9, 1632 (old style)—there being many gaps, however—and for the period beginning *April* 15, 1670, and ending *March* 22, 1676 (old style). In addition, as furnishing the only substitutes possible where the minutes themselves and other records of the court are no longer in existence, there are here published notes made from these records when they were still available. A few pages have, also, been incorporated from *Hening's* "Statutes at Large of *Virginia*" that give certain proceedings more clearly than do the original records themselves in their present mutilated condition. *Hening* had access, when he was making his compilation, to all the records of the court at that time in existence.

The great mass of the records of the General Court of *Virginia*, both for the colonial period and a later period, was destroyed in the burning of the State court building in the southeastern corner of the capitol square on the night of *April* 2/3, 1865, when *Richmond* was evacuated by the troops of the Southern Confederacy. The contents of the present volume, a mere fragment of the original records of the court, and incomplete notes made from a portion of them, enable the student of *Virginia* history to estimate the loss suffered in that disaster by the people of the State. The material losses incurred at the evacuation of *Richmond* have, happily, long since been more than made good, but there can be no compensation for the loss of these records. It only remains for the State through its proper agencies and for the historical workers of the State to gather up with pious care the fragments that are left from this reservoir and other reservoirs of *Virginia's* history, place them in fireproof repositories, and, further, by publication insure them—that is, their content and spirit—not only from loss by fire but from all forms of deterioration, gaining for them, at the same time, in this way wide dissemination and availability.

The majority of the notes referred to above as having been made from the originals when these were still in existence are the work of Mr. *Conway Robinson*, who, however, added to his own store notes made by an earlier worker. Mr. *Robinson* was born in *Richmond, Virginia*, *September* 15, 1805, and died in *Philadelphia*, *January* 30, 1884. Throughout life he was an indefatigable worker and showed marked ability both as a legal and an historical student and writer. In 1842-44 he was reporter of the Supreme Court of Appeals of *Virginia* and of the General Court. The list of his published works is long, including, on the legal side, Volumes 40 and 41 of "Reports of Cases decided in the Supreme Court of *Virginia* and the General Court," the "Code of *Virginia*, 1849" (prepared in collaboration with *John M. Patton*), and—probably his greatest work—"The Practice in Courts of Justice in *England* and the *United States*" (seven volumes); and, on the historical side, "An Account of Discoveries in the West until 1519, and of Voyages to and along the *Atlantic Coast* of *North America* from 1520 to 1573." Mr. *Robinson* was one of the founders of the *Virginia Historical Society*, on *December* 29, 1831, and throughout life was devoted to its interests, serving almost always as one of its officers. It was very fitting, then, that after his death his unpublished manuscripts and notes of an historical nature should have been given by his widow to the society. Among these were two volumes of abstracts from the court book of the *Virginia Company of London*, 1619-1624, which Mr. *Robinson* had prepared for the press, and which were published by the society as Volumes 7 and 8 of its Collections in 1888 and 1889, edited, with an introduction and notes, by *R. A. Brock*, corresponding secretary and librarian of the society. In addition, there were presented transcripts, abstracts, and notes made by Mr. *Robinson* from various sources, with occasional sentences or paragraphs of comment by him and

even a few pages of historical narrative, all of which were bound together later under the binder's title of "*Robinson Mfs.*" This collection is sometimes referred to by that title, but probably more frequently as simply the "*Robinson Notes*," and occasionally as the "*Robinson Transcripts*." Some of these notes and transcripts were made for him or by him from originals in the Library of Congress, but most of them he made from the records in the State court building. Nearly all of them have by this time appeared in print, notably in Volumes 3, 4, 5, 6, and 9 of the "*Virginia Magazine of History and Biography*." The magazine published all the material having as its source Council or Court minutes or records, except such as had appeared before in print. All the material printed in the magazine is printed in this volume with the exception of the excerpts from the minutes of the General Court, 1626-1628. These minutes are printed in full in the present volume in their proper place from the originals in the Library of Congress. But the portion of the "*Robinson Notes*" omitted from the magazine as having already been printed—notably that portion of which the so-called "*Bland Manuscript*" in the Library of Congress is the source, printed in large measure by *Hening*—have been supplied, in order to bring together in one book all material the original source of which was the General Court records.

When Mr. *Robinson's* material was assembled for binding, it was not found possible to arrange it in chronological order or to separate rigidly the several classes of material, the consequence being that the matter printed in this volume does not appear on consecutive pages in the original. This has necessitated indication of the manuscript page number, so that the student who has access to the original may, if he finds it desirable, turn to the proper page without trouble. Heavy type in brackets is used for this purpose.

The *Robinson* material is found in this volume on pages 465-523, and Mr. *Robinson's* sources are indicated as a general thing by notes made by Mr. *Robinson* himself, which are reproduced. Thus it will be seen that all the matter on pages 465-478—in this case full transcripts and not bare notes—is from the Court and Council minute book or order book for 1639 to 1642. Mr. *Robinson* refers to it as "Book in General Court Office No. 1, 1639 to 1642." The "No. 1" indicates that this book was in his time the first of the series of General Court order books in the clerk's office. The number had been put on it by some early custodian who possibly did not know that earlier books were or should be in existence. The location of earlier ones up to 1632 will be discussed later on in this preface.

A few notes then follow from what Mr. *Robinson* calls "General Court Orders No. 2" (see middle of page 479). The book probably began in *January*, 1642 (new style). Other notes made from it are printed on pages 498-503, the last being dated in 1646. The next order book from which Mr. *Robinson* made notes was one covering the period from 1654 to 1659—to which he gives no number, calling it merely "General Court Orders, etc., 1654 to 1659." His notes are printed in this book on pages 503-506. Whether the order books for the period between 1646 and 1654 were in existence when Mr. *Robinson* was at work, there is now no means of knowing, but the probability is that they had been lost or destroyed. The book described by Mr. *Robinson* as "General Court Book No. 2, 1660 to 1664," notes from which are printed on pages 507 and 508, must also have been an order book, for the last entry made by Mr. *Robinson* in reference to it (bottom of page 508) is, "Last order in this book 5th *October*, 1664. Adjournment then to 20th of *November*." It was probably marked "No. 2" by a clerk in the office when the other "No. 2" referred to above was hopelessly out of place, as were other books in the series of order books, only to come to light again later. This book Mr. *Robinson* made notes from at two different periods, as a comparison of pages 492 and 493 and pages 507-508 of this volume will show. Mr. *Robinson's* notes from "General Court Judgments and Orders, 1664 to 1670," are printed from bottom of page 508 through first part of page 511 and concluded on page 513. His notes from "General Court Judgments and Orders, 1670-1677" appear on pages 516-518.

In making his notes, however, Mr. *Robinson* did not confine himself to the order books. He made notes, also, from the will books, the deed books, and the miscellaneous

books in which were recorded bonds, commissions, instructions, proclamations, etc., etc. There were in the General Court house at that time many such books. Near the bottom of page 492 and near the top of page 507 are found references to a catalogue of books of record in the secretary's office in 1661. Most of these books in course of time—all, in fact, except those having to do with the patenting of land—found their way into the State court building. The catalogue extended over two pages in the original. That catalogue would now, even without the books themselves, be of tremendous value as giving an idea of the number and character of the books of record kept. In its absence, the student has to content himself with the meager titles or descriptions of the books as given by Mr. *Robinson* in his notes, supplemented by such information as he can gain from *Hening*. Mr. *Robinson* appears to have used more than a dozen of them.

In addition, Mr. *Robinson* caused to be copied for his use parts of the so-called "*Bland Manuscript*," in his day as now in the Library of Congress, especially those parts the original sources of which were the earlier minutes of the proceedings of the Council and Court. This "*Bland Manuscript*" (for fuller accounts of which see "*Journals of the House of Burgesses of Virginia, 1619-1658/1659*," page xxxiii, note; "*Records of the Virginia Company of London, the Court Book*," Introduction, pages 48-54; and the "*Virginia Magazine of History and Biography*," Volume 15, pages 390-391) was compiled about the year 1722 from original *Virginia* Council and Court records at that time in existence for the use of Sir *John Randolph*, a man of similar tastes to those of Mr. *Robinson* himself. These copies of paragraphs from the "*Bland Manuscript*" Mr. *Robinson* compared with the "*Randolph Manuscript*," which is itself a copy, in the main, of the "*Bland Manuscript*," with material put in better chronological arrangement, and made one or two additions or comments.

The material from the "*Bland Manuscript*" begins in this volume with the heading "In a Roll No. 10 (page 479) and continues to the heading "Copies of Orders of General Court during Period 1664 to 1670" on page 484. The compiler of the "*Bland Manuscript*" gives the sources of his notes. The heading "In a Roll No. 10" means, of course, that what follows is from a roll or book which is No. 10 in its series. This series was evidently the books of minutes of the General Court and Council, or what in course of time came to be called order books. Later, the compiler gives, in his notes from "Book No. 43"—though the figure "43" is such a puzzle to the present editor that he suggests that it may be an error made by the copyist—notes from the minutes of the period 1626-1632. Since there are no notes for a date earlier than 1626, it is conjectured that the earlier books in the series had in the compiler's day (1722) been misplaced. Several of the notes made from "Book No. 43" refer to a period (1631-1634) covered by notes from Rolls Nos. 10 and 11. The conjecture based on this is that the numbering of these rolls and the assembling of the leaves making up their contents were the work, not of a contemporary clerk, but of one attempting in a not very intelligent manner the collation at a much later period, when the original covers were gone, many leaves lost, and others mutilated and hopelessly out of place. The clerk did not read the material closely enough to give the pages their proper chronological order. His book "No. 12," covering the year 1640, had by Mr. *Robinson*'s time, it appears, been bound up with other material to form the book spoken of by Mr. *Robinson* as "Book in General Court Office marked No. 1, 1639 to 1642."

It does not seem profitable, however, to speculate further about these early records. Since the greater portion of them are lost, the notes made from them by two intelligent workers—Mr. *Robinson* and the clerk who made the notes for Sir *John Randolph*—assume an adventitious importance. The meagerness of the notes in comparison with the originals may be seen by an examination of page 516 (beginning near the bottom), pages 517 and 518 of this volume, on which are printed the notes made by Mr. *Robinson* from the minutes for 1670-1676, given in this volume in full on pages 205-461 (258 pages). The notes made by the clerk working for Sir *John Randolph* are about as meager. Despite their lack of fulness, however, their uncleanliness, and their other shortcomings, the notes are of such value as to justify, it is thought, inclusion in the present volume.

Let us turn now to the original records printed in this volume. How did it happen that they did not themselves go up in smoke at the same time with their fellows? Where are they now? How has the State Library been able to secure "copy" for the printers? The answer to these questions is interesting. These minutes, fortunately, were not in the building at the time of the fire. They had been borrowed from the archives of the Court and not returned—the earlier of them even in colonial days before the records were removed to *Richmond*. The carelessness of the custodians in allowing the books to be borrowed is much to be reprehended, but an overruling Providence is to be thanked that errors were in these cases allowed to be converted into benefits.

The history of the minutes for the earlier period (1622-1632) is to be found in part in a letter dated October 4, 1825, written by *Thomas Jefferson* to Mr. *Hugh P. Taylor* and quoted on page 43 of Dr. *Susan Myra Kingsbury's* Introduction to "The Records of the Virginia Company of London, the Court Book, from the Manuscript in the Library of Congress." In this letter Mr. *Jefferson* gives a very short account of the manuscripts in his possession relating to the early history of *Virginia*, which in 1829 became by purchase the property of the Library of Congress. He first speaks of the two folio volumes containing transcripts of the proceedings of the Virginia Company of London, and then proceeds: "The other four volumes, I am confident, are the original office records of the Council. My conjectures are that when Sir *John Randolph* was about to begin the History of *Virginia* which he meant to write, he borrowed these volumes from the Council office to collect from them materials for his work. He died before he had made any progress in that work, and they remained in his library, probably unobserved, during the whole life of the late *Peyton Randolph*, his son. From his executor, I purchased his library, in a lump, and these volumes were sent to me as a part of it. I found the leaves so rotten as often to crumble into dust on being handled; I bound them, therefore, together, that they might not be unnecessarily opened; and have thus preserved them forty-seven years."

It would not be very fruitful, it appears to the editor, to enter here upon a discussion of the reliability of Mr. *Jefferson's* conjectures. Those who are specially interested in this phase of the subject are referred to Dr. *Kingsbury's* Introduction. It appears sufficient for our present purpose to know that a part of the material here referred to was the earlier minutes of the proceedings of the General Court and Council printed in this volume. The manuscript sheets containing these records, with the exception of a few of the later ones, have by this time been skillfully repaired, and bound into two volumes. They are likely now to withstand for many years the insidious processes of decay.

The appearance of these minutes in the present volume, however, is not their first appearance in print. Transcripts of portions of the minutes for 1626, 1627, and 1628 were made years ago for Mr. *Conway Robinson*, and these were later printed in Volumes 3 and 4 of the "*Virginia Magazine of History and Biography*;" and commencing in No. 2 of Volume 19 of this magazine and continuing through No. 4, of Volume 31, all these minutes have been printed. There is no question, however, that they are of such superlative value to the student of early *Virginia* history as to justify their being printed again, in a volume made up almost exclusively of Court and Council minutes and notes made from these, in which, by the aid of a full index, they may be conveniently studied. As printed in the "*Virginia Magazine of History and Biography*," the minutes were entertainingly and instructively annotated by the editor of the magazine, Dr. *William G. Stanard*, whereas the notes in the present edition are almost negligible. The present editor has found it necessary to devote all the time and energy that he has been able to spare for the publication of this work to securing an accurate text and an adequate index. Hence the student, although he will find the present volume much more convenient for use than the dozen or so volumes of the magazine, should not by any means neglect the latter.

The text appearing in the "*Virginia Magazine of History and Biography*" was furnished for the earlier numbers by Mr. *Lothrop Withington*, of *London, England*, an accomplished antiquarian and genealogist, who spent much of his time in the latter.

years of his life in the Library of Congress, and who with great generosity and public spirit engaged to make a copy of the minutes for the *Virginia Historical Society* as a present. Mr. *Withington* was one of the victims of the crime of the *Lusitania* in May, 1915. After this, the text was secured by the editor of the magazine from photostat copies of the original proceedings up to the proceedings for October 15, 1627, published in No. 4, of Volume 28 (October, 1920). Beginning with that date the text was furnished by the *Virginia State Library*, for the State Library Board had by that time determined to have printed in one volume all the minutes of the proceedings of the Council and General Court that could be found, an appropriation for the purpose had been made by the General Assembly of 1920, and there had been secured from the Library of Congress a full set of photostat copies of the original, from which two sets of typewritten transcripts had been made of the minutes from October 15, 1627, to the close—one for the use of the editor of the "*Virginia Magazine of History and Biography*" and the other for use in the publication of the present volume. The "copy" could not actually be sent the printers, however, either in 1920 or 1921, for the reason that the appropriation for publications had to be diverted to the securing of furnishings for the archival annex to the State Library building, a necessity that the General Assembly had not provided for. The book is finally being printed from appropriations made by the General Assembly of 1922.

The effort has been made throughout to follow the originals, both the originals of the earlier minutes and those for the later period (1670-1676), very closely. It was not found practicable, however, without going to what appeared to be an unjustifiable expense for special characters and without greatly adding to the time consumed in proof reading, to represent in type the pages of the originals exactly. It was determined to use only the characters heretofore used in the printing of the "*Journals of the House of Burgesses*" and of the "*Legislative Journals of the Council*." One or two of them have, however, but with little chance of confusion, it is hoped, been called on to do double duty, as was occasionally the case in the two preceding series of volumes. Only an approximation to the manifold peculiarities of the originals has been attained, but this approximation is close enough, it is hoped, to meet all the demands of the student. The sense is never departed from, and it is to convey this sense in the clothing in which it was originally conveyed, in so far as type can represent manuscript, that the old forms are retained at all. In other words, if any modernization were resorted to, there would always be a question in the mind of the reader as to how far this had been carried and as to whether the editor had in fact caught the meaning of the original. It is really for the peace of mind of the student that the ancient clothing, within the limits set forth, is retained. A list of the peculiar characters employed will be found below.

In order that the reader may form some conception of the condition of the original manuscripts, half-tones of two of the pages from the earlier minutes (pages 2 and 3, appearing in this book on pages 3 and 4) are given. The pages are fairly typical, though they do not, of course, furnish illustrations of all the peculiarities of penmanship to be met with. The later minutes were the work of only two writers (with the exception of a few of the last pages, written by a third), and the handwritings were very similar; so that reading the book containing these minutes would not be difficult but for the mutilations and the fading of the ink in places. But the earlier minutes were by many different penmen, the work of each presenting problems of its own. Several of these writers wrote what was known as court or law hand, that is, the writing in which court records were at that time kept, an example of which is found in the second illustration given, and several wrote in the ordinary hand of the time, an example being the first of the illustrations. In the printed book words that are supplied to fill gaps occasioned by the frayed and broken condition of the manuscript appear in brackets—with question marks after them when merely conjectural—and dots . . . indicate places where the editor has been unwilling to hazard a guess.

One of the greatest difficulties connected with the work of securing a text of the earlier minutes has been the determination of the sequence of the pages. It must be understood that when these manuscripts came into the possession of the Library of

Congress the original covers of the books had long since been lost. A great many of the leaves had also been lost, and a great many more had been sadly mutilated, in many instances the dates of sessions originally given at the tops of pages having disappeared. The original page numbers had also mostly disappeared. The repairers of the manuscripts and those responsible for the order of the pages as given in the two volumes into which the manuscripts are now bound in the Library of Congress are to be forgiven if they made mistakes. Many of these mistakes were pointed out by Mr. *Withington*, whose suggested order has been followed in the main by the present editor, but not absolutely, since in his judgment Mr. *Withington* also made mistakes. The order given in the book is the one seeming most satisfactory after a close study of the various handwritings, of the subject matter, and of the remaining dates. It is not to be hoped that it is absolutely accurate, for in several instances it rests on nothing more solid than a guess. No doubt, more than one student, who will have the inestimable advantage of the index, will detect errors. These few errors will not be, however, it is hoped, of very serious consequence. In the cases in which the serious student will wish to compare the printed text with the original he will be able to do this without great difficulty, because, though the order of the pages as they appear in the two volumes in the Library of Congress has been discarded, the photostat copies of the pages will be bound in the order in which their contents are printed, and will be preserved for reference in the *Virginia* State Library.

The manuscript leaves were not only unbound at the time they were in Mr. *Jefferson's* possession, but they were in sad disarrangement. Some of the leaves had even got into other books. This is shown by the excerpts given on page 145 of Volume 1 of *Hening's* "Statutes at Large of *Virginia*" from some of these loose leaves "found," as Mr. *Hening* says, "among the acts, etc., of the General Assembly, of the period to which they relate." And these loose leaves—there were, apparently, only a few of them—must have been in better condition when examined by Mr. *Hening* than they are in today, since in the first excerpt (a paragraph appearing in this volume on page 157, in reference to Lady *Yeadley's* confirmation in court of the conveyance of certain land by her late husband, Sir *George Yeadley*) there are no omissions of words because of condition of the paper, whereas in the present volume there are several. As given by *Hening* this entry is as follows: "At this court the lady *Temperance Yeadley*, came and did fully and absolutely confirm as much as in her lay, the conveyance made by her late husband, Sir *George Yeadley*, Kn^t. late Governor, deceased, unto *Abraham Persey*, Esq. for the lands of *Flowerdieu Hundred*, being one thousand acres, and of *Weanoke* on the opposite side of the water, being 2200 acres. And the said lady *Temperance Yeadley*, did then altogether absolutely disclaim and release unto the said *Abraham Persey*, all her right, interest and claim, in all and every part of the said lands, to herself any ways being and appertaining, either by way of dower or thirds."

The text of the minutes from *April* 15, 1670, through *March* 22, 1676 (old style), has been obtained from the original manuscript book now in the possession of the *Virginia* Historical Society. The history of this volume—how it happened to be away from the State court house when that building was burned in 1865, and how it happened to come into the possession of the *Virginia* Historical Society—is not known. That it is indubitably the original, and not a copy, is shown by the character of the handwriting and the signatures of the two clerks, *Richard Awborne* and *Henry Hartwell*. It has been shown above that Mr. *Robinson* made notes from it. At the time these notes were made the book was, in the opinion of Dr. *William G. Stanard*, the present secretary of the society, in the possession of the society, and not in the State court house.

The Council was in existence in *Virginia* from the beginning of the colony. According to the provisions of the first charter (1606), its members were appointed by the king and it elected in *Virginia* its own president. It was all powerful in the conduct of affairs. The second charter (1609) made of the Council a mere advisory body named by the governor (who was appointed by the *Virginia* Company of *London*) and removable

by him. The third charter (1612) did not directly change this condition but added to the power of the company to such an extent that it became possible for the company, when the progressive element came into control, to establish a General Assembly the members of the popular branch of which were elected by the people. The other branch was the Council, whose members were, as was the governor, named by the company in general session. This did not come about, however, till November, 1618, when *George Yeardley* was chosen governor and several papers were adopted establishing the new liberal order of things.

It is possible that records of the proceedings of the earlier all powerful Council were kept. If so, they have been lost. Under *Gates* and *Dale* and *Argall* there was no place for Council minutes, merely for records of the doings of the governor, and, indeed, we get at least a glimpse of "A Register Book during the Government of *Samuel Argall*" through notes contained in the "*Bland Manuscript*." The rehabilitated Council of *Yeardley's* time, however, no doubt began at once to keep the records of its proceedings. Governor *Yeardley* reached *Virginia* with the documents providing for the radical reorganization of the government of the colony, documents of such importance that they have been called by some the *Virginia Magna Charta*, on the 29th of April, 1619. Allowing for a short time for the putting of the new system into operation, there ought, then, to be minutes of the proceedings of the Council going back nearly to that date, but the earlier minutes have been lost. There are preserved, however, in *Magdalene College Library, Cambridge, England*, copies of orders issued by the Council as early as November 11, 1619, and copy of another order issued the next day.

On pages 98 and 99 of her Introduction to "The Records of the *Virginia Company of London*, the Court Book," Dr. *Kingsbury* gives an account of various documents—orders, proclamations, commissions, warrants, and petitions—whose subject matter is so closely related to the matter contained in the Court minutes that it was at one time the intention of the editor to print them as an appendix to this volume. The volume has become too bulky, however, as it is, and appropriations for its publication have, moreover, been exhausted. Hence the intention has not been carried into execution. It will not be long, however, it is hoped, before these documents, as well as others lifted on pages 121-205 of the Introduction will be printed by the Library of Congress in a volume or volumes in the series initiated by the publication of "The Records of the *Virginia Company of London*, the Court Book."

Though the charter of the *Virginia Company of London* was abrogated in 1624, the form of government which the company had evolved went on, the king taking the place of the company. The three-fold functions of the Council—executive, judicial, and legislative—continued.

In the period covered by this volume the Council had not begun to find it necessary to hold separate meetings for the transaction of its several kinds of business. In the minutes here recorded executive and judicial items are freely intermingled, the latter, very naturally, predominating, since as a court the Council, the governor acting with it, had both original and appellate jurisdiction, and a great many cases arose; whereas the governor as an executive did not find it necessary except occasionally to call on his Council for advice.

As for the procedure of the Council functioning as a branch of the General Assembly after the time when the Council and the House of Burgesses sat together when passing laws, it is obscure. The Council proceedings, if any record were kept of them, have not been preserved. Beginning with 1680, however, the journals were regularly kept, and they have been printed by the *Virginia State Library* for the entire colonial period from that date in three volumes having the title "Legislative Journals of the Council of Colonial *Virginia*," to the preface of which the reader is referred for a more extended treatment of the subject of the records of the Council of colonial *Virginia* fitting as a branch of the General Assembly. In 1680, too, according to order from *England*, began the sending to *England* of copies of the proceedings of the Council as an executive body,

though an examination of pages 520 and 521 of this book, where will be found the notes made by Mr. *Robinson* from the original record book that he describes as "Bonds &c 1677 to 1682—Orders"—which was, in fact, a minute book of the Council and General Court similar to those given in this volume—will show judicial and executive items intermingled up to the close. It is probable that the old habit of transacting the two kinds of business at the same meeting continued for some time, and that copies of the executive items of the minute book were made to be sent to the home government according to order. The order did not include the judicial items. Exactly how long the practice was kept up, it is not possible for the editor to determine.

The next volume of minutes, or journals, to be printed will be Volume 1 of the executive journals of the Council pure and simple. The series will contain many volumes, for the executive business of the Council became more and more extended and important, and separate journals soon, no doubt, began to be kept. In the *British* Public Record office there are copies of the proceedings from 1680 almost without a break, and there are a few originals in the *Virginia* State Library.

The special characters used in this volume are:

č, indicating ti (menčoned, for example, for mentioned)

ϕ, indicating -leman or -lemen (gentϕ, standing for gentleman or gentlemen)

þ, indicating pre or pro (þvent, for prevent; þvoke, for provoke)

þ̄, indicating per or par (þ̄son, for person; þ̄ty, for party)

ñ, indicating mm (ñmon, for summon).

In general, a curve over a letter indicates the omission of a letter or letters, either preceding or following the marked letter.

H. R. MCILWAINE.

Richmond, Va., February 14, 1924.

ERRATA

In the process of indexing this work the following errors to which attention should be called have been detected:

Page 6, line 4 from the bottom, W^r should be M^r.

Page 8, the minutes of the court for *December 8th* should all be transferred to middle of page 35, so as to come just before the proceedings for *December 13th*, and the month given in brackets at the bottom of the page should be *November* instead of *December*.

Page 16, line 4, after the word "was" enclosed in brackets insert the words "to be."

Page 44, line 2 from bottom, *Crampe* should be *Crumpe*.

Page 51, line 7 from bottom, *Tungis* should be *Turgis*.

Page 144, line 9, *Crampe* should be *Crumpe*.

Page 153, line 17 from bottom, *Harmm* should be *Harman*.

Page 200, line 23, *Grayue* should be *Grayne*.

Page 201, line 5, *Jack Stephens* should be *Richard Stephens*.

Page 201, line 28, *Crampe* should be *Crumpe*.

Page 205, line 14, *George Summers* should be *John Summers*.

Page 205, line 7 from bottom, *York* should be *Kent*.

Page 208, line 9 from bottom, after *Cuiberth* insert *Potter*.

Page 210, line 14 from bottom, *Harrell* should be *Farrell*.

Page 218, line 4 from bottom, *Nowell* should be *Newell*.

Page 220, lines 2 and 3, *Janney* should be *Jauncy*.

Page 228, lines 7 and 29, *Baker* should be *Bacon*.

Page 232, line 18, *Deaton* should be *Deacon*.

Page 256, line 7, date should be 1671 instead of 1672.

Page 257, line 16 from bottom, insert *Cocker* after *W^m*.

Page 257, line 23, *Mumford* should be *Momford*.

Page 265, line 3, *Edwd.* should be *Edmd.*

Page 265, line 8 from bottom, *Janncy* should be *Jauncey*.

Page 266, line 2, *Janncy* should be *Jauncy*.

Page 272, lines 13, 16 and 18 from bottom, *Janncy* should be *Jauncey*.

Page 274, line 15, *Coll:* should be *Thos.*

Page 280, line 5 from bottom, *Woad* should be *Wood*.

Page 286, line 18 from bottom, *Jeanes* should be *Jeames* (standing for *James*).

Page 291, line 20, *Greene* should be *Grove*.

Page 302, line 17, *Hayes* should be *Haynes*.

Page 313, line 11, *Maloch* should be *Malach*.

Page 343, line 7 from bottom, *Hall* should be *Hull*.

Page 368, lines 7 and 8, *Prowler* should be *Bowler*.

Page 414, line 15, *While* should be *White*.

Page 428, line 25, *Stuckey* should be *Stackey*.

Page 440, line 18 from bottom, *Martin* should be *Morton*.

Page 451, lines 20 and 21 from bottom, *Pondexter* should be *Pendexter*.

Page 493, line 20 from bottom, 1667 should be 1677.

Page 507, first line, 1666 should be 1660.

A few other errors, especially in the use of italics, have been discovered, but since the reader, if he observes them, will perceive at once that they are typographical errors, it has not seemed necessary to call attention to them.

**Minutes of the Council
and General Court
1622--1632**

[A Courte Book begun the]

Feb. 4th 1622

Killdale went about the howfe & then a woman cald *Bridgett roote* came into the houle & faid that *Killdale* had cockt his peece, & praid god he did not shoote the bitch, p[re]sently vpon that they hard the peece discharged, wherevpon *Rico: Craven* went forth & took vp a great ftick of wood that lay at the dore & went to *Killdale* & was redy to fstrike him, but whither he did fstrike him or no, this deponent knoweth not, but faith that [then] *Killdale* kept the faid *Craven* of fro him, [with] his peece, wherevpon the faid *Craven* cald [for] his sword, & took an othe that he would [kill] *Killdale* though he were hang'd for itt. [Al]so he faith that *Nicolas Roote* att the fame [tim]e came forth of the howfe, & tooke vp a [grea]t ftick of wood, but this deponent did nott [se]e him fstrike *Killdale* wth itt, but *Tho: Hether[fall]* his dogg bitt the faid *Nicolas Roote*, & fo the faid *Roote* beat the dogg wth the ftick This deponent faith further that while *Roote* was beating the Dogg, the faid *Craven* & *Bridgett Roote* took hold on *Killdales* Peece, & took itt fro him, & carried the Peece into the howfe, & told *Killdale* that he should not have the Peece till he had made satisfaction for the Bitch. & then *Richard Craven* wold have had *Killdale* goe to buffetts wth him, but *Killdale* wold nott but went back & fo departed

William Dav[ies]

Itt was ordred that for this grofs abuse of *Richard Craven* [an]d *Nicholas Roote* offred to *W^m Killdale* that the faid [*Rich*]ard *Craven* shall pay for the cure of *W^m Killdale* [his] legg and that the faid *Craven* do further putt [in his] bond wth sureties for the paym^t of fourescore [pou]nds of the best tobacco the first of *december* [next], and allfo doe putt in bond wth sureties for the [good] behavior of him the faid *Craven* allfo [that the faid] *Roote* shall give bond to pay twenty [pounds of] [to]bac[co] . . . time . . .

And whereas Tho: Hetherfall was warned [of] the Governo^rs pleashure vpon this occasion, whe[n] p[re]sent in Towne, and went away, and negle[cted] his attendance, itt was ordered that he shold [be] p[re]sently fentt for, and be layd in bolts all [the] night following

Feb: 4th 1622.

March 1. 1622

A COURT was held whereat were
[p[re]sent]
S^r ffra: Wyatt Governor, S^r George Year[dley] M^r. George Sandys Esq. Treasurer.
Dr. Pott M^r [John] Powntes. M^r. Roger Smith. M^r. [. . .]

The Court being fett.

James Wickam, aged about 25 or 26 o[n] being examined confesseth that on the 24 of February, 1622 hee . . . Wth Will: Carter Rēh. Baynes and . . . (M^{re} Mate of the Abigall) went together [to] the woode to kill some flesh (*Will Carte[r]* [told] them
hee

hee knew where there were calu[es] that if hee saw them so ferre of hee [would] kill them;) Will Carter offering to shoote a[t one] his peece went of before hee intended it: [where] vpon *Rch. Baynes & W^m: Carter* bidding [the] examine shoote it, w^{ch} hee did. & to . . . after w^{ch} they fleefe it & Will. Carter M^r. *Ifaack* & the rest caryed each of them a part M^r. *Ifaack* was also in p^{se}nce when they shot & after they dressed it in the house wh[ere they] [dw]ell (belonging to D^r. *Potts*)

[R]ch: *Baynes* aged about 35 or 36 [e]xamined confesseth that on *wensd[ay]* the 24 of *F[eb]r[u]ary* M^r. *Ifaack* & *James Wickam* . . .

Examinations . . . of *James Cyttie*, Ta[ken] vpp . . . one *Tewfdaye* ye fyfth Daye of [*August*, 1623, before] the righte woorp^l Sr: *ffrançs: Wyatt* [Gouernor] and Cap^t generall of *Virginia*, and oth[ers of the] Councell there assembled.

This Examine sayeth y^t by comande of the Governor, [he] went to make search for the calfe, And coming to th[e] howse of the faide *George Clarke*, he enquired of him, [if] he coulde geve him any light or notice of the faide [calfe] The faide *George Clarke* Answered, he knew not w[hat] was become of it, but faide y^t 3 or 4 nights [before] he saw 3 or 4 men walke towards *Sandy hill* late [in] the night, And this Examine sayeth y^t as he cam ow[t] of *George Clarke* his Chamber, *John Jacksone* t[he] Smith was at woorke in the shopp, and poynted to the Examine where A kettle stood, w^{ch} he took vpp a[nd] fownde bloud in it, usinge these woordes) fuerly t[hat] was the bloud of the Calfe (wherevppon the faid *C[larke]* answered, *I will tell you the truth: the Calfe was kild he[r]e indeed by Daniell ffranke, And I did hel[p] to drefs it and did eate p^{te} of it but I was lo[th] to tell you foe at the ffirst, being loath to distre[sse] my self, and there is 3 quarters of it above in y^e lof[t] in A Cheast vnspent, w^{ch} This Examine wenn[t] to see and fownde it trew, but y^e flesh stanck [and] was full of woormes) This search this Examina[te] made one *Monday* the fowerth of *August* 1623.*

[*Daniell ffranke*] his Indictmen[t]

Daniell ffranke, thou art here indicted by the [name] of Daniell ffranke of the Teritori of Virginia lab[or]er for that thou the faide Daniell ffranke, vppo Thurf[day] the last of July in the Yeare of the raigne of o^r souaig[ne] Lord James by the grace of god of Englande ffrance and Ireland Kinge, defendor of the faith &c the xxj^o And of Scotlande the lvij^o 1623, aboute the h[oure] of Eleuen and twelue of the Clock at midnight at James Cyttie in Virginia aforesaid, Nott having the feare of god before thy Eyes, didst then & ther[e] felonyously steale and kill one Calf of the goodes and Chattles of S^r George Yardleys knight of y^e worth and price of three pounδες sterlinge, and didst dresse eate and spende the same in the howse of George Clarke of James Cyttie Aforesaide Gunsmith, And also didst felonyously steale and cary Awaye one carpett one pullett and one napkine of the goods and Chattles of Randall Smalewoods of James Cyttie aforesaide of the woorth and pryce of tenn shillings sterlinge Contrary to the peace of our souaigaine Lorde the Kinge his Crowne and Dignitie, w^t sayste thou for thy self art thou guiltie of this felony or not.

Geor[ge] Clarke his [Indictment]

George Clarke thou arte heere indicted by [the name of] George Clarke of James Cyttie in Virgin[ia] that wheras Danyell ffranke of the Terri[tori] of Virginia] Laborer vppone Thurfdaye the last of Jul[y] 1623 and] of the raigne of our [Sou]aigaine Lorde James [by the grace] of God of Englande ffrance and Irelande K[ing]e defendor] of the faith &c the xxj^o and of Scotland the [lvij^o] aboute the howers of Eleven and twelve of the [clock] at midnight, at James Cyttie in Virginia aforesaid [did] then and there felonyously steal and kill one Calfe [of] y^e goodes and Chattles of S^r: George Yardley kn[ight] of the woorth and Price of three pounδες sterling And after the faide Daniell ffranke had killed the said Calfe, Thou the faide George Clarke, as Acces[s]orie to the faide ffelony didst help the faide Daniell ffr[anck] To Carry the faide Calfe into thy owne howse, a[nd] didst helpe
to

to drefs eate and spend the fame Contrary to the peace of our Sowaigne Lorde the Ki[ng]
his Crowne and Dignitie, w^t sayest thou for they felse arte thou guiltei of this felony or nott

The Names of the Jury Impaneled vppon the tryall of *Danyell Francke* and *George Clarke* vppon *Tewsfday* the fyfth of *Awgust* 1623

Ensigne *William Spenc* gent

Richard Brewster gent

Richarde Danyell gent

Charles Harmer gent

George Mynifree

John Stephens

Nathaniell Reighnoldes

James Hickmote

Nathaniell Jeffereys

Edwarde Croffe

Peter Ascombe

Thomas Allnutt

Which Jurye by theire verdict, retourned, and fownde the faide *Daniell [ffrancke]* and *George Clarke* guiltie of the faide ffelony And thervp[on] they Receaved sentenc of Death Accordinge to Lawe. *Daniell ffranke* was executed: *George Clarke* repriued.

. . . [1623]

COURT was held at which were

þfent

S^r [ffra: Wyatt] [G]overnor M^r *Treasurer*, Chr: *Dauifon*—D^r *Pott*. Cap^t *Ham[or]*
[M^r. *John*] [Po]wntes

Whereas there was a Proclamation againft buy[ing] comodityes & felling the fame agayne to the enhancing [thereof] upon the penalty of forfeyting the Comodityes so fold S^r *Georg Yeardley* or his assignes contrary to the sayde Proclamation hath bought a hogfheade of facke of M^r. *Benet* ̄ gallon for 36^l in Tobacco & fold the fame for 30^l in money to [George] *Minify* & *John Stephens* who have given theyr bill for payment thereof upon very fhort dayes. It was ordered that the sayde hogfheade of wine fhould be confifcate & (being gaged) to remayne in the hands of the sayde *Geo. Minifye* & *Jo: Stephens* untill S^r *Geo Yeardley* haue made his answer.

August 20th [1623]

A COURT was held att w^{ch} were

þfent

S^r *ffra: Wyatt* Knight Governo^r, M^r *Treasurer* M^r *Pountis*, D^r *Pott*, Cap^t *Hamor*.

It was taken into confideraçon how of late by degrees Comodities have growne to very exceffive rates, not onely in tobacco but in readie mony, to the great preiudice of the ftate & comwealth of *Virginia*, & are likely by fufferance to grow greater, ordered that fince the greateft abufe herein, efpecially fro the como fort, hath growne by fack ftrong waters & other [drinc]ks of like kynde, w^{ch} they will have at what rate foever, It is therefore ordered that no fherry fack fhallbe fold (by any Adventurer or Planter [in] *Virginia*, above iiij^s the gallone in reddy money & vj^s in tobacco att iiij^s the pound & Canary & Malligo & Allicant Tent Baftard Muskadell etc: vj^s in ready money & nine fhillings in tobacco. Aqua vitae at iiij^s mony & vj^s tobacco. Sallett oyle at vj^s mony & nine fhill: tobacco Wine Vineger iiij^s the gall. mony iiij^s. vjd. tobacco beere vinegar at ij^s the gal: money & iiij^s Tobacco

[September]

. [September 1623]

[C]OURT was held at which were
 . . .] Dr Pott

present

The oathes of Supremacy & aleg[iance adminiftered] To thefe whose names are
 underwritten

of the Ann which
 arrived at James
 Cittye the 5 of
 Sepr

Thomas Faireley of Worcefter in Worcefterfhire gent.
 Owen Dawson of St. Martins in the fields joyner & . . .
 Ralph Buckridge of Suttin in Barkfhire gent.
 John Crampton of Bolton in the Moore in Lankafhire Cha[ndler]
 William Poole of Preton in Anderneffe in Lankfhire . . .
 Thomas Crompton of Bolton in the Moore in Lankafhire . . .
 Simon Withe of London bricklayer
 Thomas Siffon of London haberdafher.
 William Kempe of Howes in Leicefterfhire ge[nt.]
 10 Thomas Warden of Ely in Hampfhire, hufband[man]
 Edward Rogeres of Porbery in Somersfhire, carp[enter]
 William Jones of Michmansfell in Herefordfhire . . .
 John Baker (about 17 aged) in London joyner
 William Kelloway aged about 20 of Poorchmouth, hufband-
 m[an]

15 John Gowton of Hatfield in Surrey, gent

John Downes of London, Grocer
 Thomas Roper of Malden in the County of bedfordfhire, gent.
 John Bath of London Leatherfeller.
 Will^m Fitzgeffrey of Staple Inne gent
 George Syberrye of London tallow-chandler.
 Henry Fell of Chriftchurch in Oxford, ftudent.
 Theodore Pettus of Norwich gent.
 Robert Collins of London, haberdafher.
 John Pegden of London, gent.
 Jofyas Harr of London haberdafher.
 John Eman of London goldfmith.
 George Fitzgeffrey of Howton Conqueft in bedfordfhire gent.
 Henry Cheyney of York marchant

14 Robert Conftable of North Allerton in Yorkfhire gent

George Pacy of London, grocer.
 John Weft of Witley in Surrey, hufbandman.
 Auften Smith of London, Carpenter.
 Edward Hofyer of Ratcliffe, vintner.
 Henry Syberrye of London, Chandler.
 Thomas Weft of London, coop[er].
 James Holt of London, Carpenter.
 Alexander Gill of Maldon in Bedfordfhire
 Ralph Martin of Bachain Somersfhire, hufbandman.
 John Dyer of London, Carpenter
 John Prieft of Langport in Somersfetfhire, tayler.
 Richard Crouch of Howton, in Bedfordfhire carpenter aged
 about . . .
 Samuell Weauer of London aged about 18
 Roger Rodes, W^r. Fitzgeffreye his fervant of Dowton in Wilfhire
 (aged about 19) . . .

Thomas Sexton of London, one of Chrifts Hofpitall age about 17

16 Moyfes Stone of Longworth in Barkfhire aged about 18

. . . a

Of the Bonny Befes
 w^{ch} came to James
 Cittye the 12 of Sep^r

. . . a dutch noate under the hands of certayne faylers of . . . of the *Everett*,
having loft our [ship in the] *West Indy*es & we should with our ship & our pinnace called
. . . *Everett* both go to *Virginia*. now that wee can not finde our ship [in the] *West
Indy*es, so have we no truſt or confidence to fayle with our M^r [Maſter] by reaſon of his
hard goverment ouer us & want of all things. This noate under theyr hand they made
to lett the M^r know why they [were] unwilling to go ouer to *Virginia* which noate *Bowen*
(that wrote it) [put] downe before the M^r of the *Fluſhinger* who took it up (*George
Jennyſon* being with him) & read [&] threw it from him, & *Georg Jennyſon* himſelf tooke
it up.

1 After all this, they fayde if hee would fitt his ſhip & caſk, they would go with
him, which afterward they did.

2 Further in *Virginia* about the 20th of *July* in this riuer the M^r demanding of them
whether they would go home wth him (if he could victuale the pinnace) or no *Bowen
John Floures* & *Alwin Danyell* they answered they would not.

3 Further ſince they came into the riuer divers of them have hyred themſelves out.

4 *Alwin Danyell* tooke away his cheſt without the M^{rs} priuity or conſent

5 *John Flores* told the M^r that hee were beſt ſell the bark that ſhe was old & would
be eaten up with wormes

6 *Alwin Danyell* fayde hee had rather looſe his wages, then go with the M^r

[To] the 1 They affirm that the M^r fayde if any *frenchman* or other ſhould come
thither hee would leaue the bark & them there & go with the *frenchman*.

John doth not remember the mention of the *Frenchman*, the reſt hee doth, of leaving
them there *viz*^t.

to the 2 They affirm that they then wanted victuall, tight caſk, rigging & had but
one anchor.

John ſayth that they had not one good caſk they were ſo eaten with wormes and
had but one anchor & wanted ſome ſmall ropes.

To 2 *Alwin Danyell* ſayth hee did not denye to go home if the Bark might be
victualed

To the 3^d They hyred themſelves forth becauſe the M^r had no victuall to feede them

To the 4th Hee went aboard, thinking the M^r had beene there, but in his abſence hee
called the M^{re} boy & ſhewed him what was in the cheſt.

To the 5 *John* confeſſeth this.

To the 6 *Alwyn Danyell* ſayth he ſpake thoſe words becauſe the M^r called him dog,
& rogue, & bid him go aſhore.

November 19th [1623]

[A COURT helde] *November 19th [1623]*
preſent
S^r *ffra: Wyatt* Gouvernor & [*Chriſtopher*] *Dauifon* Sec^r

Sibill Royall widow ſworn & examined ſayth . . .

To the firſt, that it was layed together the ſame night

To the 2^d, that the fowle linnen was taken away next morning, M^r *Pott*, *Anthony*,
Randall, and ſhee being preſent ſhee neuer ſaw y^e D^r and his wife, or either alone in the
houſe, nor looke into any trunk

To the 3^d ſhe ſayth, that *Anthony* told her, that he ſ[aw] y^e D^r and his wife looking
in y^e trunk, to which [ſhe] replied *what of that*, *why*, ſays he, *there was no body [there ?]*
ſhee verily thinketh, that it was vpon *Thursday*, ſhe ha[ui]ng then waſhed the bucke,
and ytt being in the euening at candle lighting To the 4th, ſhee knoweth of no money,
but

¹ The exact date of this cannot be aſcertained. It belongs, however, in the latter part of the year 1623.

but what was [counted] out in the p[re]sence of M^r *Pountis*, which was as neere [as] the remembreth, seuen pounds, some peeces of gold among [it]

A warrant to M^r *farrar* to bring in the acco[unt] of M^r *Jordan* his estate by the laft Day of [*De*]cemb^r

Another warrant to M^{rs} *Jordan*, that M^r [*Farre*] put in securitye for the p[er]formance of [her] h[us]bands will

Alfoe an abstract of this order to be deliv'ed to S^r *George Yeardley*

November 20th [1623]

[A] COURT helde] November 20th [?] [1623]
p[re]sent

S^r *francis Wyatt* Gouverneur &c. & *Christopher*] *Davison*

Phetiplace Clofe fworne & examined sayeth that [he] being to go the March to *Chicohamani*, Advised [*Thomas*] *Bilby* (being sick) to make his will. Wherup[on] *Thomas*] *Bilby* told *Lewis Bayly* that all which he had [he would] giue to him

Will^m Hall fsworn & examined sayth that being . . . *Hall* & . . . *Lewis Bayly* telling *Th[omas] Bilby*] that shortly [he would] peck over the perch, *Bilby* [said] that if he did no body should fare the better for [that] hee²

1623 December 11th

p[re]sent

S^r *GEORGE YEARDLEY* M^r *Treasurer* Chr: *Davison* D^r. *Pott*, Cap^t. *Smith*

S^r *George Yeardley* (having tendred the payment of 2000^l waight of Tobacco to M^r. *Southern* for the use of *Crackplace* due by bond) he desireth to bee releafed of the forfeiture of the bond; this Court [now] take notice that M^r *Southern* hath released S^r *George Yeardley* of the forfeiture

(These 3 exam^s were examined apart)

Thomas Nun fworne & examined sayth that the people of the house did say that Capt. *Wilcocks* or Capt. *Barwick* had had a hoghead of Cider & certayne powder & hott & shoes

Barthemew Blake fworne & examined testifyeth the same & doth not know any thing hee had of his own (besides the goodes mentioned in the Inventory), but A Pott of butter & a loafe of Sugar, 2 rundletts of Aquavitae cont^s about 20 gallon Whereas Capt. *Sampson* sayth that vpon a report that Capt *Barwicks* . . . was delivered some 2 tuns of his own goodes aboard the the *Furtherance*. Capt. *Sampson* would not receaue it at the first becaufe hee brought no tickett from the Company, but afterward he bringing a tickett from them, hee did receave it aboard

Nun sayth that hee was at the packing up of those goodes sent in the lighter which were pitch & tare & certayne tooles & nayles which did belong to the Company. & sayth further that there were 2 hogheades of tobacco were packed up wth tobacco, w^{ch} were taken out of the house, one of w^{ch} conteyning 220^{li} waight of tobacco this exam^s packed up himself & was sent home in the *Temperance* Sayth that Capt *Barwick* upon some occasions made him a stranger to all authoritie & sayth further, that he knoweth of one hogheade of meale belonging to the Company sold by him to *Rich Taylor* also of 30^l of cheeze, sold to the same man also 3 gallons of oyle, 10 payre of Shoes, & aquavitae (but he knoweth not the quantity of that) sold to the same man, & sayth also that some few days before his death he appointed this exam^s to pay a bush^l & ½ of oate meale to *Georg Grimes*, & wifht this ex^d to be clofe in this busines or the world would cry shame of

² The sentence breaks off here, and the rest of the page is blank.

of him & further sayth that of the Tobacco w^{ch} was in the howfe he did bequeath 40^l waight of Tobaco to the Church w^{ch} this examⁿ sayth was payed to *Nath. Reynolds* one [of] the church wardens

Bartlemew Blake fworn and examined sayth that he had heard the fellowes of the howfe say that Capt. *Wilcocks* had of Cap . . . A hh of cider, & certayne To[bacco] & poude[r] & fhott & saw him deliver poude[r] & fhott to Serjeant *William[s]* . . . fhott out at a back doore & received of the sayd *Williams* a cheft of Tobacco, to the quant[ity] (he) thinketh) of 100^{li} waight & sayth that he sold certayne fugar & spi[ce] to others & that to his knowledg . . . nothing but his apparrell bedding & . . . that hee had not so much as a dish or a spoon of his ow[n] & that of all the cheeze brought out when M^r *Elhate*(?) came in they had neuer more than 2^{li} a peece & sayeth that hee packed up 2 hh of t[obacco] w^{ch} he thinketh were sent for *England*

Silvester Baldwin fworne & examined [faith] he doth not know of eny goods Capt *Ba[ldwin]* had] of his own but his bedding & appa[rrell] he had not a dish or a spoone of his ow[n] & sayeth that Serjeant *Williams* had some necessary powder, fhott, stockings & shooes, but he knoweth not what quantity, & that he deliuered him a hh of tobacco & other tobaco under the writ of . . . & sayeth farther that Capt. *Wilcocks* had a hh of cider of him & certayne shooes & stockings & that he sold to *Rich Taylor* a hh of meale & that he sold fugar & spices to M^r. *Kingsmale* for w^{ch} he rēd tobacco of him & that there were 2 hh of tobacco packed up & wayed at M^r. *R . . . [s]* store & sent away, but he knoweth not in what ship

7th of January 1623.

A COURT was held the 7th of January 1623.

psent

Capt *francis West* M^r *Treasurer* and doctor *Pott*

A certaine differenc arising betwixt *Tho: Lufcam* and *Supre Clarke* on th' one p^{tie} And the successors of Capt *W^m Powell* deceased And Capt *W^m Perse* one th' other p^{tie} concerninge an agreement for Wadges for a Vioadge in the ffurtherance the said *Lufcam* and *Clark* p^{ffered} a Pettiçon

Capt *W^m Eden* (alias) *Sampson* aged about 35 fworne and examined faith That Capt *W^m Powell* in the psence of Capt *W^m Perse* and the 2 saylo^{rs} *Lufcam* and *Clarke* aforenam'd did giue authority to himfelfe to agree for wadges in Lieu of his Mate *Ed: Croffe* and *Rich: Croffe* to be employed for wadges And faith further that they would condescend to whatsoeu^r condiçon the said Capt *Eden* alias *Sampson* should agree with them for w^{ch} amounted to more then the wadges of the said *Ed: Croffe* and his Sonne by fiftie shillings p ^{month} And that they condiscended to pay the ou^rplus of wadges till they ariued in *England*.

It is ordered that the successo^{rs} of Cap^t *W^m Powell* deceased and Capt *W^m Perse* shall discharge the 2 aforefaid Saylo^{rs} the ou^rplus of wadges before mençoned goinge along in the ffurtherance till their arrivall in *England*

It is further ordered that a Warrant should be served vppon the bodyes and goodes of *Ed: & Rich: Croffe* in the behalfe of the successo^{rs} of Cap^t *W^m Powell* and Cap^t *Perse*.

It is Also att the same Court ordered that Cap^t *W^m Perse* admistrato^r to *Nicholas Elford* lately deceased shall pay vppon sight of a c^rteine bill p^{ffered} for some goods bought and Received by the said *Nicholas Elford* out of the ffurtherance w^{ch} amounted to the sume of 16^{li} 19^s. 0^d. as appeared by very sufficient testimony.

Att y^e same Court a difference arising betwixt *George Mynifie* one the behalfe of *Thomas Hamor* deceased and Liuteñt *Tho: Gibbes* concerninge a supposed b^rgain betwixt them. M^r. *Edward Blany* aged about 28 yeares examined vppon his oth faith that (beinge called to wittnes a bargaine betwixt them together wth M^r. *Benett* y^e Minister) *Tho: Ham^r* b^rgained wth Liuteñt *Gibbs* to deliur him 4 Cowes And to warrant them all

wth

wth Calfe And also to make good those Calues for y^e first yeare In confideracon whereof he was to pay 1000^{li} waight of tobacco this Cropp. The time of this b^rgain was about *Christmas & Anno Dⁿⁱ 1622.*

Itt is ordered that this bu^siness shalbe deferred till the Cominge of the Governo^r and vntill M^r *Benett* beinge another Wittnes can be p^rduced. And that Liuteñt *Gibbes* shall putt in security before the *George* go fro' *James Citty* that if he be cast in law to pay the Tobacco as the Court shall order it.

January the 9th 1623.

A COURT was held January the 9th 1623.
 p^rsent
 Cap^t *francis West* M^r *Treasuro^r* and docto^r *Pott*

Whereas itt appears by a deed vnd^r the hand of *Daniell Gookin* gent That *Rich: Kensam* Maister of the Shipp called the *Mary Prood* stands engaged for the p^rp^r [proper] debts of the said *Daniell Gookin* (viz^t) in 200^{li} sterling bond to *Robert Roberts* of *Bristow* for payment of 65^{li} And in 200^{li} bound more for the payment of 127^{li} And whereas M^r *Daniell Gookin* by the said deed doth Coveñt wth him that so much goodes and Comodities shalbe deliue^d to the said *Richard Kensam* as shall suffice to sattisfie the said debts, to be deliue^d into his custody to be caried home in the said Shipp. Now in respect the Shipp is Growne vnserviceable by the default of Cap^t *Richard Richmond alias Sheapeard* who as it appears to vs by his Comission had the sole Comand and disposinge of the said Shipp and Mariners neither would he follow the advice the said Maister for the apparant benefitt of the owner nor gi[ve] him meanes for the p^rvention of the ruine that is befallne the Shipp.—*Itt is therefore ordered* that Liuteñt *John Richmond (alias) Sheaperd* shall deliue^r vnto the said *Kensam* so much Tobacco as shall suffice for the discharge of the debts aforesaid he giuinge in bonds to the vse of the said *Daniell Gookin* of 200^{li} sterlinge to deliue^r a faithfull acc[t] of the p^rceed of the said Tobacco And to deliue^r the ou^rplus (if any be) vnto the said *Daniell Gookin*.

Att the same Court touchinge a controvers[ie] betwixt M^r *John Chew* and W^m *Douglas* [about] wine Meale & other things of the goods of m^r [*Chew*] w^{ch} weare spent in y^e Shipp called y^e *Margre[t]* for y^e w^{ch} M^r *Chew* demandeth the sume [of] 1738^{li} waight of Tobacco.

fforasmuch as there is not left vndisposed sufficient (of the [goods] belonginge to M^r *Langley* deceased M^r of the said S[hipp] for] the satisfac^on of the said debt.

Itt is ordered that the Cables and Anchor^s and such th[ings] as] are not already pri^sed in the Shipp shall now be [given] to the vse of the said M^r *Chew*.

Att the same Court touchinge the bu^siness betwixt M^r *Weston* and *James Carter* about *Maunder*

John Howbeck aged 35 fworne and examined faith that the Shipp called the *Sparrow* was M^r *Westons* and y^t M^r *Weston* bought *Becgam* out of the said shipp and goods before she came fro' *Plimmouth*. And that the ffish that was taken att *Canada* brought hither was y^e p^rp^r goods of M^r *Weston*. *Itt is ord . . .*

viith of March 1623.

A COURT held the viith of March 1623.
 p^r[sent]
 the Gouverno^r S^r *Georg Yeardley* M^r *Trefurer* docto^r *Pott* Cap^t *Hamor* & M^r *Pountes*

Solomon Greene aged about 26 Sworne & examined faith that Cap^t *Whittakers* did lett one of the Companys tenants named *John Vaughan* vnto Ensign *Savadge* for a yeare &

& the fellow was to have 100^{li} tob: & 3 barrells of Corne for his half *Partes* & Ensigne *Savadge* was to go a tradinge voadge wth Cap^t *Whittakers* on a shallop when he should demand him for his *Parte* of the mans service, and whereas Cap^t. *Whittaker* alledged that Ensigne *Savadge* writt to him for Cloths for the tennt it was in regard the tennt said that there was Cloths due him fro Cap^t. *Whittakers*

Cap^t *Ralph Hamor* faith 8 basketts of Corne cont' each basket 21 Cans at *Machepongo* w^{ch} seemes to be *Parte* of the Corne that *Savadge* bought of them for truck p^d [?] formerly to him by me & that I think thousand or therabout of blew beads but did not vnderstand wherefore they weare left in my shallopp

Cap^t *Tucker* fworne and ex faith that the Laughing King sent in the quantity of twelue bushells of Corne or thereabouts. and said it was for the great King as Ensigne *Savadge* faith so farr as I remember

M^r *Pountes* faith that Ensigne *Savadge* told him the last Sumner that the laughinge kinge had sent the Gouvernor 20 tubbs of Corne the same did the laughinge kinge afirme at his now [?] beinge there Ensigne *Savadge* being his Interpretor

S^r *George Yeardley* faith that Cap^t *Jno. West* & Liutennt *Gibbs* did testifie before him vnd^r theire hands that theire was owinge by Cap^t *Thorpe* or *Berkley* Company 8 barrells of Corne to Cap^t *Nath: West*

Itt is ordered that S^r *Georg Yeardley* shall appoint men to prise Cap^t *Thorps* goods & return an Inventory to the Court & that Cap^t *John West* shalbe exam[ined] whether this was the p^p debt of Cap^t *Thorpe* or of *Berkley* Co . . .

Thorpe indebted to M^r *Blany* 417^{li} tob:

John Cranage shall be sett free, & doth Covent [wth] M^r. *Treasurer* till *Christmas* next & to receiu[e] his wadges 100^{li} tob: & 3 barrells of Corne

Henery Wattkins Sworn & ex faith that Cap^t *R* [. . .] said he would paie 6 barrells of Corne to him for th . . . of my lady *dale* w^{ch} he being her ov^rseer nev^r rec[eived] nor any other to his knowledge

Cap^t *Nicholas Martiu* fworne and examined faith faith that *Ed: Giften* cam vpp to the fallinge Creek & administered Phisick to eu^ry of the *Persons* specified the[n?] went & did that Cure vppon *ffoffett* who was farre spent with the droppie Cominge downe to *Weyanoa[k]* wth Cap^t. *Martiu* & there spent 3 weeks in the *perfecting* that cure, and not the one of those his patients misfe[arried?]

Itt is ordered that the goods of Cap^t *Thorpes* shall pay this debt vnles it shall further appeare that the Company of *Berkeley Hundredth* [had] the Corne they to sattisfie it or if they had [it] *miscuouly* they to be paid by Cap^t. *Thorpe* & the [court] no way conceivinge that this letter vnd^r S^r *George* [Yeardleys] hand bindeth him to the paym^{nt} thereof

Will^m Andrews aged about 25 or 26 years Sworne [& ex] sayth that he helped to carie a barrell of Corne to Cap^t *Nat[h: West]* w^{ch} *Thomas Harris* lent him and besides that he lent [enough] for a man all the yeare till corne was gathered but how much itt [was he knows] not

Cap^t. *Will^m Tucker* Sworn and examined faith that [he was not] att the bargain makinge but he heard liutennt *Gibbs* f[ay] that M^r *Thomas Hamar* had fould him foure cowes & a bull [& he] was to make good that the Cows should have four Calfs livinge a yeare for w^{ch} liute[nant Gibbs] was to pay him 1000^{li} tob: the b^rgaine was aboute . . . 1622. These 4 Cowes & the bull were att *Flourdieu hundreth* where l[iutenant] *Gibbs* lived and had the use of them whereof 2 of them dyed & one of them was f[hot] by the Indians & the bull was drownd fwiminge ou^r to *Berkeley hundreth* & was eaten there

Itt is ordered that Cap^t *ffrances West* & Cap^t *Ifack M[adison]* shall produce what witneses they can in the behalf of *Livetent Gibbs* that they may be examined befor S^r. *Geor[ge] Yeardley* att *Flourdieu hundreth* & the tryall to be mad[e] [&] he[ld] the 20th of this Month.

9th of March 1623

A COURT held the 9th of March 1623
 present
 Cap^t ffraunces West M^r Treasurer Docto^r John Pott Cap^t Raph Hamar.

Richard Grove aged about 28 fworne and examined faith that that [*sic*] he was bound to M^r. *Procto^r* att the first but after he was shiped the exam demandinge of M^r. *Horne* where his was M^r. *Horne* said that this ex was the man that M^r. *Procto^r* appointed that he should have, but bad M^r *Horne* say nothings then of [it] till they were aboard, and that this examinatt was [taken] for M^r. *Hornes* fervant all the vioadge at Sea [and] since they came ashore w^{ch} he nev^r heard affir[med or] contradicted by M^r. *Procto^r*. and further faith that M^r [*Procto^r*] said since they came to *James Citty* if M^r. *Horne* & this ex were agreed he should be M^r *Hornes* [fervant]

Phettyplace Clofe aged about 30 fworne and examined fai[th] that M^r *Procto^r* hath acknowledged the goods that M^r. *Horne* demandeth of M^r. *Procto^r* are M^r. *Hornes*

Tho: Flower aged about 20 yeares Sworne and examined fai[th] that M^r. *Horne* had furnished a man to come for this Countrie & when they were ready to come away he told M^r. *Procto^r* that his man was sicke, to w^{ch} M^r. *Procto^r* said take no care for a man if youe wilbe ruled by me youe shall have one of my men when we come to Virginia.

Itt is agreed by the consent of both Parties that *Thomas fflow* shall be assigned out to *Henery Horn* for 3 yeares provided that if the said *Henery Horne* do purpose to giue him out or assigne him to another M^r. *Procto^r* s[hall] haue the refusall of him payeing as an other will . . . *Procto^r* is ready to . . . and if there hapne to be any difference betwixt them in their accompt they are both agreed that *John Smith* & *John B* . . . shall devide them

11th of March 1623

A COURT helld the 11th of March 1623
 present
 [Sir] ffraunces Wyatt Knight Governo^r &c M^r. *Treasuro^r* Cap^t *Smith* Capt *Hamar* & M^r. *Pountes* etc

Cap^t *Quailes* speeches being red Itt is ordered that *Richard Quaile* his Commisfion shalbe Coma[nded ?] from him & he igominiously degraded from his degree of Cap^t his sword broken and he sent out o[f] the port of *James Citty* with an ax on his shoulder afterwards to be brought in agai[n] by the name of *Richard Quaile*, Carpenter And that he sha[ll] sett vpon the pillory wth his eares nayled thereto & they either to be cutt of or redeemed by payinge the fine of 100^{li} sterli[ng]

12th of March 1623

A COURT held the 12th of March 1623
 present
 S^r ffraunc[is] Wyatt Knight Govern^r & M^r. *Treasure^r* Docto^r *Pott* Cap^t *Smith* Cap^t *Raph Hamar* & M^r. *Pountis*

Itt is ordered that notice shalbe given in the Church that eury *Munday* a Court shall be kept to heare Causes and that men that have any buffines shall attend that day for their dispatches

Docto^r *Jhon Pott* examined and fworne faith that he did condiçon wth Cap^t *Wm Holmes* to giue him one hundre[d] & three score waight of tobacco for those 3 chefts of phyfick w^c stood at Cap^t. *Holmes* his dore & either one of the chefts or an hogfhead vpon
 condiçn

condiçon tha[t] nothing in the chefts were imbefiled or fpoiled fince he faw them laft till the tyme of this agreem^t w^{ch} this examinate taketh to be about the end of *Novemb* laft.

It is agreed betwixt them that Do^r *Pott* fhall give him one of [the] Chefts & one hundredth & threefcore pounds of tobacco [on] the payment of the tobacco Cap^t. *Holmes* is [to] . . . 7 gallons of Sacke w^{ch} is a conclufion of all . . . accompt betwixt them.

. . . aged 27 Sworne and ex f[ai]th th[at] he [owed a bond] of 80^{li} fterlinge to be p^d in *England* to *Bartlemew* . . . there is a bond to *John Bland* & Copany for 140^{li} fterlinge More to the owners of the *Abigaile* 7^{li} 10^s.

. . . *Cage* aged 27 Sworn and ex faith that ther was a man intended for *Liuetenānt Harifon* w^{ch} went afhore att *S^t. Christopher* in the *West Indies*, and Could not be gott aboard againe, but by whose order he went afhore he knoweth not.

Nicholas Green-hill aged 25 Sworne and ex faith that at Mr. *Bens* request Mr. *Denis* gaue *W^m Royly* leaue to go afhore att *S^t. Christophers* in the *west Indies* who was a man fervant shipped by Mr. *John Harifon* to come for *Livete[nnt] Harifon*, and the man was there loft & came not aboard againe. And [furth]er faith that 2 or 3 dayes after this *Robert Crew* asked leaue to go af[hore] [whi]ch time Mr. *Dennis* faid that there fhould not a man of them go afh[ore] vnleft one would be bound for another, before w^{ch} time he remembreth not that Mr. *Dennis* made any fuch Caution.

For *Rich: Steevens* debt 100^{li} tob:

To Mr. *Sothern* for *Ifraell Knolls*.. 50

To Mr. *Soame*..... 60

John Gill.....120

} appointed to be p^d by Mr *benet* vnd^r
his hand

[D]ept fro' *Sam: Talbott* of 59^{li} tob: of w^{ch} he had loft Mr. *Benets* noa[t]

[Deb]t of Mr *wolrich* for 30 fro' Mr. *W^m Benett*

Suit Cap^t *Harvy*

Nathaniell Reeve aged 40 Sworne and ex faith that Mr *White* asked him if he weare intended to go to *Canada* & return hither again or no he Anfwered that he would not make him acquainted what he meant to do. and would not fett his hand to the noat.

23th of *March*

[C]OURT held the 23th of *March*

þfent

S^r francis Wyatt Knight [Gov]ernor &c Cap^t. *ffr: West* Docto^r *Jⁿo Pott*, Cap^t *Raph Hamar* & [Ca]p^t *Roger Smith*.

Cap^t *W^m Holmes* Sworn and ex faith that Mr *Chew* agreed wth Mr. *Calcar* for a bed a Covering vallence Curtains pewter &c to the vallew of 303^{li} of tob: or there abouts for Mr. *Will^m Ben[ets]* vfe

Vppon Mr *John Chews* acknowledgment that he is endebted vnto Cap^t *W^m Holmes* in the fome of 99^{li} of tob: it is ordered that he fhall forthly pay itt.

[Ma]rch the 24th 1623

COURTE [held] [Ma]rch the 24th 1623

þfent

[*S^r francis Wyatt*] Knight Governour &c Cap^t *ffrancis West* Docto^r [*Jⁿo Pott*] and Cap^t *Hamar*.

Nathaniell Reeve the Boatfon Sworne and ex faith [that] he could not reftreine 18 of the *Saylo^{rs}* fro' cominge they alledginge that they would not work till they had
[talked ?]

[talked ?] wth the Maister, notwthstand he said that if the Go[vernour] [w]as he, he would send a peece of ordinance after them. he further saith that att Cap^t *Harves* going vpp into the Cuntreie he k[new] not of aboue foure or fve of the Shipps Compa but were minded to come back fro' *Canada*

Cap^t *Harvy*.

to the first he answers that he told him there should none be aboue him except himself.

to y^e 2 he saith that he hath often tould that if any man . . . to him in the shipp lett me be informed & I will . . . of.

to y^e 3 he saith may be he asked him some things that he would not . . . him of

to y^e 4 he neu' [never] said absolutly that he went as a passenger but said *what if I go as a passenger*

to the 5 he saith he hath cancelled it.

to the 6 he hath published it to the Maister & hoped there should [not] haue been any need to publilh itt to others.

to the 7 for the Charge of the viogh his accompts will shew itt.

to the 8 he absolutly denieth that he ever said so.

The Gouverno^r askinge Cap^t *Harvy* if he would be sworn to these things he . . . tooke vpp the paper wthout beinge required & red the articles & thus answered [*I swear ?*]

Mr *Dennis* Sworne and ex saith that uppon *Newport Key* Cap^t *Harv[y]* &] Mr. *White* beinge att controversie about the proceed of [the] vioadge, he heard Cap^t *Harvy* say *will you not g[o] vppon yo^r vioage I will take som course from the [Governour &] the Counsell to force youe to go. What will youe [not] p[er]mitt me to go as a passenger in my owne shipp*

Tho: *Edwards* sworn and ex saith that he havinge Comis[sioned] Mr. *Bland* by Cap^t *Harvys* p[er]mise to lade aboard the *Southamp[ton]* certain goods ladded them by the leaue of Cap^t *Harvey*, a[nd] Mr. *Guyer* as Mr. affirmed y^e bills of ladinge. And he conceived Mr. *Guyer* to be Maister and Comando^r but Cap^t *Harvy* had the superiority.

10th of May 1624

A COURT was held the 10th of May 1624 Whereat was
p[re]sent

S^r *ffran: Wyat*, Governour, Cap^t. *ffran. West*, S^r *George Yeardley*, Mr. *George Sandys* Threfor^r Dr. *Pott*. Cap^t. *Roger Smith*, & Cap^t *Raph Hamor*.

Whereas it appeared to this Court by sufficient prooffe & his owne confessiō that *Ed: Sharples*, beinge sworne Clark to the Counsell of State, hath betrayed our Counsell's & intentions, in givinge Copyes of our wryteings & L^{tes} to the Kings ma^{ty} & the L. of the pryve Counsell, to some of the Comission^{rs} out of p[er]mise of reward, &c. This Court hath adiudged that he shalbe set vpō the Pillory in the m^rket place of *James Cittie* & there to haue his eares nayled to it, & cutt off.

It is also ordered at the same court that a l^{fe} shalbe sent to the Company in *England* to manifest Mr. *Pory* his subornatiō of our forefaid Clark & his punishmt

Ordr^d that Whereas *Rich: Barnes* had used base & detracting speeches concerning the Govno^r he desyres to be absent, & that the rest of the Counsell would examine, & censure the buisiness The Counsell have therefore ordered that *Rich: Barnes* (for his opprobrious & base speeches of the Governour) shall be disarmed, & have his armes broken & his tongue bored through wth a awl. shall pass through a guard of 40 men & shalbe butted by every one of them, & att the head of the troope kicked downe & footed out of the fort: that he shalbe banished out of *James Cittie* & the Iland, that he shall not be capable of any priviledge or freedome of the countrey, & that (before he goe out of the Iland) he shall put in sureties of 200^{li} bond for the good behaviour.

xxjth of

xxjth of June 1624A COURT held the xxjth of June 1624

present

Sr. Francis Wyatt, Sr. George Yardley, Doctor Pott, Cap^t Roger Smith, and Cap^t Ralph Hamer.

It is ordered at this Courte y^t M^r Robert Evers shall appere heere at the next Courte, Concerninge his Clayme to *Hogg Island*, or otherwise to Appoynt An Attorney vnder him, to Deale for him, in case himself cannott come.

Charles Harmer aged 24 or therabouts fworne and examined sayeth that about the 22th daye of *June* laft past Cap^t W^m Epps to[o]ke this Examⁿ along wth him to Ensigne *Savage* his howse where y^e said Cap^t Epps told Ensigne *Savage* he had slandered him in saying y^t he stood in feare of his liefe of y^e said Cap^t Epps, wherevpon the said Cap^t Epps Did laye y^e said Ensigne *Savage* necke and heeles, and sayeth y^t the said Ensigne *Savage* gaue Cap^t Epps noe ill language y^t he did heere

It alsoe ordered that the next *Sabath* day in the tyme of devine service *Ellnor Sprage* shall publickly before the Congregatione, Acknowleg her offence in Contractinge her selfe to two severall men at one tyme, and penetently Confessinge her falte shall aske god and the Congregationes forgiuenefs

And to prevent the like offence in others, *it is ordered* that every minister give notice in his Church to all his parishioners y^t w^t man or woman soeuer shall vse wordes Amountinge to A Contract of mariage to severall ¶ties though not presice and legall, yet soe as may intangle and brede scrouple in theire Conseyences, shall for such their offence vnder goe either Corporall punishment as whippinge or other punishment by fine or otherwyse Accordinge to y^e qualletie of y^e ¶son offendinge.

These Examinations were taken y^e 24th of June 1624 before
Doctor John Pott and Cap^t Roger Smith

George Vngwine fworne and examined sayth y^t he havinge [beene one of] the watch laft night did not see any ¶sone that night [about] the forte (saue only M^r *Pasmore* who came to enquire . . . but as Concerninge the breakage vpp of M^r *Abraham Perse*[y's store] hee knoweth nothinge

James Rylei fworne and examined sayeth y^t hee beinge one of y^e watch that night did nott see any suspicyous ¶sons walking abroad y^t night neyther doth hee know any thinge of the breakinge of M^r *Perseys* store and fourther sayeth y^t hee sawe 2 fellows y^t cam close vnder the Countrie howse about x of the clock and hee said to them (*que vulla*) to whom they answered y^t they could not gett in to S^r *Georges* howse for that y^e dore was lockt and soe they went to get in at y^e back Dore and as hee thinketh y^t *Thomas De la maior* or one *hatch* was of them

William Carter fworne and examined sayeth y^t hee beinge one of y^e watch the laft night did nott see any Suspicyous ¶sons walking about neyther doth he know any thinge of the breaking of the said store

Nicholas marteu fworne and examined sayeth y^t hee beinge one of y^e watch the laft night sayeth hee stoode Centry y^e second watch, but did not see any suspicyous ¶sons walking abroad y^t night, neyther doth hee know any thinge of y^e breakinge of M^r *Peersfies* store

Richard Mounford fworne and examined sayeth y^t he beinge one of the watch y^e laft night and stood y^e laft watch Centrie, did not see any suspicyous ¶sons walkinge abroad that night, neyther doth hee know any thinge of y^e breakinge of the saide store.

[John] *Burrows* geñt fworne and Examined sayeth, y^t about *whitson munday* laft M^r *Thomas Allnutt* meetinge wth him, Told this Exā. y^t now he knew who it was that should steele *mara Buck* away (said y^t it was noe female one, but y^t it was A great one) And further this Examⁿ sayeth y^t he beinge very ymportunate wth M^r *Allnutt* to tell him
who

who it was, the said *Thomas Allnutt* said yt was *Mr Sandys*, y^e minifter, and that he had rather *Mr Richards* should have her then he

Ellnor y^e maide fervant of *Thomas Allnut* sworne and examined sayeth, y^t shee hard her *Mr* and *M^{rs}* say y^t *Mara Buck* [was] stolen away and y^t then this Exa: tolde her *Mr* and *M^{rs}* y^t *Francis Dunninge* fervant to *Cap^t Mathews*, told her that there was one of y^t side y^e water would take away a maide from this side, but named neyther of y^e parties, where vppon her *Mr* and *M^{rs}* said they could not devise who should take her Away, except it should bee *Mr Sandys* y^e minifter

Bridgett Burrows y^e wife of *John Burrows* gent sworne & examined faith y^t vppon whitfome Tewfday in y^e morninge *M^{rs} Allnutt* came vnto her and told her y^t now she knew who it was, and said yt was *Mr Sandys*, and this Exa: demandinge of *M^{rs} Allnutt* how she knew it, said y^t her maides Countreyman dwellinge one the other side y^e water, told her that there was A maide of this side y^t was to be stolen away by one from the other side . . . asked her anything concerninge y^t matter y^t . . . Deny it, but she should . . . to any bodye ells, and further this Exa say[eth that] this tyme *Mr Allnut* moved the match [as it was] very Convenient and fitt for him

John Jackfone sworne and examed sayeth y^t being [at *Mr Burrows*] his howse, *Mr Burrows*, y^e p^ost marshall beinge p^ont, vppon some report y^t *Mara B[uck]* be stolen away, *Mr Burrows* said y^t he had rathe[r *Mr*] *Richards* should have her then a stranger, or any other [he] did nott know, and therefore wished *Mr Richards* yf hee could love her, to make [a match(?)] yf he could gett her goodwill, to p^ovent others *Mr Burrows* wisht it might be Devulgd abro[ad to] p^ovent any such intent in others, foorthr this [examine] sayeth y^t *M^{rs} Burrows* prayed her husband nott to trouble himself, for she would look to her . . . stolne and beare y^e blame yf shee were stolne, this Exa: fourther sayeth y^t walkinge in the Island wth *Mr Richards* [he] asked him whether he had any such intent to mary *Mara Buck*, w^{ch} *Mr Richards* vtterly denied

Thomas Allnutt sworne and Examined, sayeth y^t vppon whit Monday at night, *Mr Burrows* vppon the reporte of *M[ara] Buck* her stealinge away, said vnto this Exa: y^t hee [would] rather *Mr Richards* should have her then one he [knew] not, and asked this Exa: yf hee were nott of the s[ame] minde, to w^{ch} he answered yes, and foorthr *Mr Burr[ows]* asked this Exa: wiese whether shee ware nott of y^e s[ame] minde to, to whom she answered yes.

M^{rs} Allnutt y^e wiese of *Thomas Allnutt* sworne and examined say[eth] y^t *Ellynor* her maide did tell her, y^t her Countrey man [who] dwelleth wth *Cap^t Mathews* did tell her y^t there was one [of] theire plantatione y^t intended to steale Away a maide of this side, And thervppon this Exa: suspected it was *Mr Sandys* y^e minifter, And accordinglie went to *M^{rs} bourow* and Acquainted her y^t she thought it was *Mr Sandys*

And fourther *Randall Sallwood* formerlie . . . *Burrows* hath been very Diligent . . . teachinge of *Mara buck* to reade in the Bible, but sayeth y^t the said *Mara* was very Dull to take her lerninge

John Jackfone formerlie sworn sayeth y^t *M^{rs} Burrows* to his Knowledge hath divers tymes taken great paynes in teachinge y^e said *Mara Buck* in y^e bible, but sayth y^t shee was very dull in taking her learninge.

Yt is ordered at this Court y^t *Mr John Burrows* shall give securitie unto the overseers of *Mr Ric^t Buck* his last will in y^e some of 100 ponde, y^t neyther hee nor his wiese shall p^omitt or suffer any motione of marriadge to be made to *Mara buck* or yf any such shall bee, y^t they shall as soon as they shall haue notice thereof, make y^e overseer or overseers Acquainted therwith to the end they may vse their best advise eyther in furtheringe or p^oventinge y^e same

Yt is further ordered at this Courte y^t *Robert Evers* bee warned to appeare heere one monday next beinge A Courte Day to bringe his Patent or Divident for *Hogg Islande*.

Yt is further ordered y^t y^e differenc, between *Cap^t Hamer* and *Livt Gibbs* shelve harde and Decided one y^e next Courte Dye becaufe they then expect more of the Counsell to bee p^osent

24th of June 1624A T A Court held y^e 24th of June 1624p^{se}nteS^r ffancis Wyatt Gou^rno^r . . . S^r George Yardly

M^{rs} Jaine Kingsmell fworne and examined sayeth y^t aboute 2 moneths laft past Cominge through M^r Bucks entrie at the Dore, fhee hard *Robert Marshall* aske *Ellinor Sprage* art thou mine to w^{ch} fhe replied, *yes wth all my harte, and thou art myne art thou nott*, to w^{ch} y^e faid *Robert marshall* faid *yes* and thervppon they both took handes, and y^e faid *Rob^t marshall* requested this Deponant to beere witnes and then they both went wth this Deponent to y^e water fide, and by the way y^e faid *Robert* and *Ellinor* vfed many speeches concerninge theire weddinge apparell, and to have the bannes asked.

Raphe Griffith fworne and examined sayeth that about 2 moneths laft past Cominge wth his M^{rs} Mifteris *Kingsmell* through M^r Bucks entry at the Dore he harde *Robert marshall* aske *Ellinor Sprage* is it A match, art thou myne, to w^{ch} fhe answered *yes*, and faid to *marshall* art thou myne, to w^{ch} he replied *yes*, and thervppon they both tooke hands and requested this Deponent to beare witnes.

Richard Peerce fworne and examined sayth y^t about 2 moneths laft past he met wth M^{rs} *Kingsmell* nere to M^r Bucks howfe and the faid *Rob^t* and *Ellinor* in her Company, and M^{rs} *Kingsmell* told this Deponant y^t there was A match made betwixt y^e faid *Robert* and *Ellinor*, and this Deponant Demanded of them whether it were foe or no, to w^{ch} they answered it was A match

28th of June 1624A T A Courte helde the 28th of June 1624p^{se}nt

S^r ffancis Wyatt, Cap^t ffancis West, M^r Threasurer, Doct^r Pott, Cap^t *Raphe Hamer*.

Whereas Cap^t *Hamer* hath by Peticione bearing date y^e 30 of May 1624, moved this Courte, y^t the furplufage of 490 acres beinge dew by Pattent to *Mary Baylie* in h[ogg] Islande, wth the reservatione alfo of any right or Clame [that] *Suthampton Hundred* fhall make to y^e fame may be granted to h[im] as p^{te} of his dividint, he beeinge already feated vppon a p^{te} of the fame Island by the Consent of M^r *John Powntis* Threasurer of *Suthampton hundred*.

And y^t as wheras M^r *Robert Evers* as gardian to *Mary Baylie*, Claymeth by Pattent ye whole Islande, as having by his Pattent A Claufe to purchase y^e whole of y^e Company w^{ch} now at this Courte by the voyce of M^r Threfurer he offers to doe, by y^e right of fo much land as is due to feverall p^{sons} tranfported into *Virginia* whose names he is redie to p^{duce}

Yt is ordered by this Courte y^t the 490 acres dew to *Mary Baylie* be furvayde, and laid owte in hogg Islande and Choyfe therof be made by *Robert Evers* who is guardian to the faid *Mary baylie* in her behalfe, And y^t to whomfoeuer the right of y^e furplufage fhallbelong fhall Satisfie Cap^t *Hamer* for y^e buildinge of fuch howfes & Cleringe of land as he fhall build and Cleare, till y^e right be decyded.

Yt is further ordered y^t Livt *Thomas Gibbs* fhall paye to Cap^t *Ralph Hamer* his heys or affignes at his howfe in *James Cyttie* for 4 Cowes and 1 Bull fold vnto him by M^r *Thomas Hamer*, the fomme of 600 pownd waight of good marchantable Tobacco in or vppon the 20th dye of November next enfuinge the date hereof, and for other accompt dependinge betwen them to be Cle[ard] by notes and prooffes one other fide

Alfoe it is ordered at this Courte y^t thofe y^t haue to deele in the goodes of Cap^t *Thorpe* or have y^e dealinge in *Barkley hundredth* Bufinefs, fhall pay feaven barrells of good

good Indyan Corne sheald, vnto M^{rs} *ffrancis west* widdow in or vppon the 10th Dye of *November* now next enfwing the date heerof or otherwyfe in lew of the faide Corne to give other valuable Consideraçon

John Gybbs fworne and Ex^m fayeth y^t he harde Cap^t *Thorpe* say Aboute a fortnight before he dyed that he did owe M^r *Dade* feaven barrells of Corne, wherof this Ex^m knew of ye deliu[ery] of two barrells of eares.

Richard milton fworne and ex^m fayeth y^t he knoweth of 2 barrells of ears y^t Cap^t *Thorpe* borrowed of M^r *Dade*

12th day of July 162[4]

A COURT held the 12th day of July 162[4] being
 Present
 S^r *ffrancis Wyat* Knight, M^r *Threforer*, Cap^t *ffrancis West*, & D^r *Pott*.

It is ordered that fuch P^{ersons} as remaine at home, fhall ratably bere out the labours of fuch as are abroad upon the march, by giveinge dayes workes in their ground untill their returne: & that the Comaunder of each plantacō: diftribute their labours equally by iuft computatiō & wth all indifferently, & fee it duely executed; ftraightly charging all P^{ersons} to obey their comaunders herein as they will anfwere the contrarye at their P^{ersons}ills.

It is likewise ordred at the fame Court that there be a Comiffion graunted to fuch of the Counfell as remaine at home, for the difpatch of all buifineffes vntill the Govnour his returne: according to the laft prefident, *mutatis mutandis*.

It is further ordred that M^r. *Tho: Alnet* for giveing out wordes of defamatiō againft M^r *David Sandys* minifter (in faying he would fteale away *Mara Buck*) that he fhall aske him forgevenes before this board, & fhall likewyfe pay 100^{li} of Tobacco, towards repaçons of the church in *James Citye*; at the next crope.

16th of Auguft 1624

A COURT helde the 16th of Auguft 1624 beinge
 Present
 S^r *ffrancis Wyatt* Knight & S^r *Georg Yardley* Knight Doctor *John Pott* Cap^t *Roger Smith* and Cap^t *Raphe Hamer*.

Enfigne *John Vtie* Complayneth againft W^m *Tyler* for fpeekinge of Divers reproachfull Speeches and Slanderous woordes to the ympyaring of his good fame and reputation.

Thomas Paffmour fworne and ex^m fayeth: that he harde the faid W^m *Tyler* called the faid M^r *Vtie* ffdlinge Rogue and Rascall, and y^t he faid fome divers tymes, and further faid he was a theefe and that he had ftolene the Companys Tobacco, and y^t he would haue him [to] the whippinge poft for it, and fayeth that m^r *Vtie* gaue *Tyler* not any fowle fpeech at all.

W^m *Ramfheere* fworne & Ex^m fayeth that the faid W^m *Tyler* did cale the faid m^r *Vtie* ffdlinge Rogue and Rascall and theefe and that he had ftolen the Companies Tobacco and he would haue him to the whippinge poft for it, but he fayeth he hard not m^r *Vtie* giue the faid *Tyler* any fowle fpeech at all.

Henry Woodward fworne and Ex^m fayeth y^t vpon fome falinge out betweene M^r *Vtie* and W^m *Tyler* about a hooke, M^r *Vtie* told y^e faide *Tyler* that he was growne very high and loftie, to w^{ch} *Tiler* replide *I wilbe as high as A fidler*, and faide that he was a fidler and that it was P^{arte} of his P^{rof}effione in *England*, and further called M^r *Vtie* a Theefe and that he had ftolen A hogfhead of Tobacco of the Companies and caried it to Cap^t *Hamers* howfe, and that he would haue him to the whipping poft for it.

where

where vppon Mr *Vtie* flung a ftick at him, and then they clofed both to geather and both fell to the ground, and being *¶*ted, the faid *Tyler* vfed the woords as aforefaid And f³

W^m. Tylers Anfwere

He confeffeth y^t he called Mr *Vtie* fidler, becaufe he faw him play vppon A violll at fea: and faith y^t he harde other fay [that] he was a mufitione in *England*, And fourther fayeth that he called him theef and Charged him wth ftealinge of the companies Tobacco becaufe he caryed it by night to Cap^t *Hamers* houle, and Certen other Tobacco to Cap^t *Holmes* to *James Cyttie*

To this Mr *Vtie* fayeth y^t he planted fome Tobacco for his owne vfe wth[in] the palizadoe Amounting to about 100^{li} waighte, whereof he fayeth he fent to Cap^t *Hamers* 72^{li} as he waid it when he received it and to Cap^t *Holmes* at *James Cyttie* 28^{li} waight

Thomas Sympfone fworne and examⁿ faith that him felf and *Tho: Branfbie* did cary certen Tobacco to Cap^t *Hamers* howfe and putt it into A dry fate [*i. e. vat*] wherein was 60^{li} waight of Tobacco before w^{ch} cam from S^r *Georg Yardleys* and certen grounde leaves of Tobacco of Cap^t *Hamers* w^{ch} made the dry fate half full

W^m Ramsheere before fworne and ex^a faieth that he did pack A cheft full of Tobacco w^{ch} was growne wthin the fforte and to his Judgment there could be no lefs then 150^{li} waight, thereof out of w^{ch} Mr *Vtie* did take the Tobacco as aforef[aid] and further fayeth that fome *¶*te of the tobacco w^{ch} grew in the forte was caryed and mixt wth the Companies Tobacco And fourther he thinketh as neere as he can geffe there was fome [2]5 or 2600 plants planted by the Companys men of w^{ch} fome *¶*te was drowned, but how much hee knoweth nott, and he knoweth nott of any Tobacco y^t was any wayfe done away

Henry Woodward before fworne and ex^a fayeth that he thinketh as neere as he can gefs that in one place there was drownde fome 2 or 300 plants and fome more in fome other places but how many he cannot faye

Roger Webfter fworne and examⁿ faieth that beinge appoynted by Mr *Powntis* to tell how many plants were planted vppon an Acre and endeuered to tell y^e plants vppon one Acre but could nott *¶*fec[tly] tell [or] make an ende thereof, but fayeth that he told 3000 pl[ants] wthin fome 40 or 50 plants. And further fayeth as neere [as] he can gefs there was planted in all fome 28 thowfand [plants] and fayeth he knoweth nott of any tobacco made Away, more [than] w^t was drank owte, and y^t about 200 plants weere [drowned] in the grounde.

It is ordered that Cap^t *Hamer* fhall minifter oaths and take the examinaçons of the Companys men Concerninge the interrogatories before written, and to refer the Cenfure thereof to y^e gou^rnor and Counfell.

W^m Ramsheere before fworne and examⁿ fayeth y^t he harde *W^m Tyler* faye that he did not fee y^t the Gou^rnor and Counfell neither could or would doe poore men any right

Cap^t. *Raphe Hamer* fayeth that he harde *W^m Tyler* faye that nether the Gou^rnor nor Counfell could or would doe any poore men right, but that they would fhew favor to great men and wronge the poore.

It is fourthe ordered at this Courte, y^t *John Johnfone* fhall new Cover and Tenant-ablely repay[r]e the late dwelling howfe of Ensigne *W^m Spence* in *James Cyttie* Ilande and make good the ffences about the ground Accordinge to one bill of Covenants fealed and figned by the faid *John Johnfone* to the faid *W^m Spence*, by the ffeaft dye of S^ct: *Michaell Thearkangell* now next Cominge (*subpeno*) 300^{li} pownd waight of Tobacco

Ryfe Watkins fworne and exam^d fayeth that *W^m Tyler* faid to Cap^t *Hamer* y^t yf hee were A man of meanes yet hee would nott be one of the Counfell, Cap^t *Hamer* asked *Tyler* why, To w^{ch} *Tyler* answered that his Confcyence would not fuffer becaufe he could

³ The sentence breaks off abruptly. Nothing further is written on the page in the original.

could doe noe righte, To w^{ch} Cap^t. Hamer said *doe you know any of the Counsell that doe any man wronge*, Tyler answered y^t poore men could hardly gett any righte and that the great men wold hold all together, and fourther said that he did not see y^t the Gou'nor could doe any man righte, and vsed some other speeches, concerning y^e awthorytie of y^e Gou'nor and Counsell had to punishe men.

Richard Crocker sworne and Examined sayeth, that he harde W^m Tyler say to Cap^t Hamer y^t yf he were a sufficyent man of meanes yett he would not be one of the Counsell, becaufe he did not see how they could well discharge their Confyenc

John Dawfone sworne and Examⁿ sayeth he harde W^m Tyler saye these wordes Cap^t Hamer *me thinks yf I were in your place, I could not tell how to cleere my Conscience or the rest of the Counsell*, for that he did not see but that they favored great men more than the poore.

23 of Awguste 1624

A COURTE held the 23 of Awguste 1624 beinge
psent,—

S^r ffancis Wyat Knight &c Doct^r John Pott, Cap^t. Roger Smith Cap^t Raphe Hamer

It is ordered at this Courte y^t W^m Tyler for his slanderous woords against M^r Vty, w^{ch} he cannott any ways prove, shal paye vnto the faide M^r Vtie at or before the ffeast daye of Sct Thomas Theapostle next enfwing the some of one hundred markes *sterlinge*. And to ask the faide M^r Vtie publique forgiuenefs before the Compenny and planters at *hogg Islande*. And for to give bound wth Sufficyent Securitie for the payment of the f[aid] 100 marks: vppon the day above written

And y^e other speeches he vsed against the Gou'nor and Counsell, becaufe they were mentioned occasionally and accidentally they are referred to a further tyme of Consideration, only for y^e psente bindinge y^e said W^m Tyler in 100^{li} to y^e good behaviore wth two sufficyent Suerties, before y^e next Courte daye.

xxviith of September 1624

A COURTE held the xxviith of September 1624 beinge
psent.

S^r ffancis Wyatt Knight &c S^r George Yardley Knight Doct^r Pott Cap^t. Roger Smith Cap^t Raphe Hamer.

It is ordered at this Courte, that wheras John Roe gent James Hickmote and Nathaniell Jeffereys, vppon *mondye* the xxth of this instant moneth, hauinge kept compenny in drinkinge, and Comittinge of a ryott, shal, vppon trew notice taken of any theire misdemenors heerafter in the like nature pay twenty nobles apeece towards theire Repacons of the Church

It is further ordered y^t Cap^t Smiths bounde dew from Live^t George Harrifone shalbe paid accordinge to an Agrement made by M^r W^m Claybourne, *vidz*^t, 583 pownd waight of Tobacco, at xviiij^{da} 7^p pownde w^{ch} is to be paide to Cap^t Smith by M^r. George Menifrey the last daye of November now next Cominge

Mdd^t it was ageede [agreed] and fully Concluded betwene M^r Michell Marshatt & Luke Eden, in the psenc of Cap^t ffancis West M^r Threa^r Cap^t Smith & Cap^t Hamer as followeth, *vdze*, That M^r Marshatt should pay to Luke Eden so much of the best Tobacco in leafe as y^e said Luke had disburfed and laid owte at Canada for Comodities, And y^e

faid

⁴ The contraction represented here by "Mdd" probably stands for "memorandum". It is met with occasionally in the book. Once or twice it is written "Mddm".

faid *Lwke* to bringe in A trew Accompt upon oath how and for w^t he difburfed the fame, And alfo y^t the faide *Michell Marfhatt* fhuld paye to y^e faid *Lwke Eden* 200 pownd waight of Tobacco Towards his Travell and lofs of time in the faid Vioage

And that M^r *Marfhatt* fhould lett *Lwke Eden* have w^t Comodities he had neede of for his owne vfe out of y^e faid goodes at the rate of the Countrey as heere they are folde

And M^r *Marfhatt* to pay the Tobacco to *Lwke Eden* wthin one moneth or 5 weekes next after this agreement

October the 4th 1624. Sworne before S^r *ffrancis Wyatt* Knight &c.

Mary Afcoum wydow aged 40 or thereabout beinge fworne and Examined fayeth. That *Sibill Royall* wydow late deceafed lyinge vppon her death bed this Examⁿte willed her to fett downe her will in wrytinge vnto whom the faide *Sibill Royall* faide w^t *nedeth that fince my purpofe is yf god cale me Away to to geve you all I have*, onely y^t the faid fhe had a god-daughter in *England* w^{ch} the wifht might haue fome fmale matter owt of her eftate.

Elyzabeth Hamer gentle' fworne and Examined fayeth that *Sibill Ryall* beinge very fick and Cominge to this Examⁿts howfe the faid M^{rs} *Hamer* asked her w^t fhe ment to do wth her goods yf god fhould cale her Away. the faid *Sibill Ryall* answered y^t fhee would give it all to M^{rs}. *Afcome* wher fhe did lye. only a god daughter fhe had in *London* fhould haue 50^{li} waight of Tobacco owt of it, but did not tell w^t y^e Childs name was

xth of October 1624

A^T a Courte held the xth of October 1624
p^{fe}nt

S^r: *ffrancis Wyatt* Knight &c M^r *Georg Sandys*, Threfurer, Doct^r *Pott*, Cap^t *Roger Smith*, Cap^t. *Raphe Hamer*.

Jonas Stogden minifter fworne and Examined fayeth that hee harde Cap^t *John Marten* faye y^t there was 500 pownd given by one named *Dufte and afhes* (who proved to be M^r. *Barber*) w^{ch} 500^{li} was devided betweene S^r: *Edwine Sands* M^r. *Rett* and others

Georg Keth mynifter fworne and Examined fayeth that in the p^{fe}nce of M^r *Robert Sweete* he harde Cap^t *Marten* faye that reftitutione was to be made vnto all the olde Planters for all Taxes w^{ch} haue bene laid on them and alfo affirmeth he harde him faye as much as M^r *Stogden* hath faide

William Julyan gent fworne and Examined fayeth y^t he harde Cap^t. *Jo: Marten* faye that all the old planters of *Kickatan* fhuld receaved Satisfactione for all wrongs w^{ch} they haue Receaved. And alfo that he hard him faye as much Concerning *Duft and afhes* as hath beene deliuered before by M^r *Jonas Stogden*

George Menefre marchant fworne and Examined fayeth that W^m *Geyny* told the marchant of the fhipp that Cap^t *Marten* Cam in, how that he harde Cap^t *Marten* fay that the Company had hired him to make [an end?] of him w^{ch} y^e marchant denying, W^m *Geyny* justified it to him that he fpake it before A great Company

Dictoris Chriftnas fworne and Examined fayeth that he hard Cap^t *Marten* faye that M^r *Raftall* and the Compeny had Confented to make him Awaye, foorth^r fayeth that Cap^t *Marten* demandinge of this Examⁿte why *Edward Sharples* was fett one the Pillory and loft his Ears, this Examⁿat answered that it was for difclofinge of the Secretts and Councell of the Governor and Counfell Cap^t *Marten* answered it had been better it had nott been doune. And further faid that Cap^t *Marten* faid y^t for y^e wrongs he had receaved from S^r *George Yardley* he wold be rited when he cam vpp, or otherwyfe y^e Gouernor and Counfell fhould fhew Themfelves Rebels and y^t Cap^t *Marten* faid that ther was a new Gouⁿor and Counfell to come over and that non of thefe y^t now are of y^e Counfell fhould contynew ther place.

Robert

Robert Sweete gent fworne and Examined fayeth that hee harde *Cap^t John Marten* demand of divers the planters at *Kickotan* whether they had receved Satisfactions for the wrongs had been offerd them. w^{ch} yf they had nott he bid them lett it rest vntill he cam vpp and then he wold see they should be Satisfied for he had order to see them Satisfied, And alsoe fayeth that he harde *W^m Geyny* saye that *Cap^t Jo: Marten* said that the Compeny and *Rattfden* had laid a plott to make an end of him. And alsoe he hard *Cap^t Marten* told divers of the planters at *Kickatan* that yf they had nott paid the Taxes agreed one by the late general Affembly, that they should not pay it, for when he Cam vpp he had that to Shew that those w^{ch} had paid should receive it againe, And that such Tobacco as was dew to be paid to *M^r Threasure[r]* by *Cap^t Whitaker*, there was an order to Come owt of *England* that *M^r Threasure[r]* should nott Receave A depte of him. And for the sharinge of the 500^{li} geven by *Dust and Ashes* this Examinat affirmeth as much as formerly hath been spoken by *M^r Stogden*

The Counsell at this Courte assembled do conceive that Accordinge to the Companies Charter bering date y^e 4th of *Maye* 1620 they have recearved to themselves the right of patronage of the minister and parishes of the fower Ancyent Buroughes whereof the corporatō of *Elizabeth Cyttie* is one. And therefor y^t the parishoners of the saide Corporaçon are not of themselves to elect A minister but y^t the Choyse of y^e minister shall remane to the Company, or to such as in their right shallbe Awthorised

Whereas *M^r Robert [George] Keth* was minister of y^e Corporaçon of *Elizabeth Cyttie*, voluntarilie removed him self from that his Cure and Charge and placed him selfe minister at *Martens Hundred*, after w^{ch} tyme *M^r. White* was made minister of y^e Corporaçon of *Elizabeth Cyttie* and *M^r White* being dead. *S^r: ffancis Wyatt* Knight beinge Gouⁿor. Appointed *M^r. Jonas Stogden* to be minister of p^{te} of the saide Corporation in regard y^e saide parish is much enlarged Now it is ordered at this Court y^t all y^e inhabitants between *Hampton river* and *Cap^t. Tuckers Creek* for every male hed aboue xvi yeer shall pay to *M^r. Stogden* 10^{li} of Tobacco and 1 bushell of Corne, this p^{sent} Cropp And that all other Controversies Concerninge the devidinge of the parishes shall stand as now it doth vntill it be decided by A generall Affemle or by some other lawfull heeringe.

And Concerninge the payinge of workmens wages for building the Church it is ordered that *Cap^t Tucker* shall call the Executors of *William Gauntlett* and *Ed. Waters* beinge then Churchwardens to bring in their Accomptes w^{ch} the[y] have Collected and gathe^d vpp towards the buildinge of the Church w^{ch} is p^{sently} to be disposed of towards y^e payment of woorkmens wages.

Thomas Gates aged 40 (or therabout) fworne and examined fayeth, that vnto *Elizabeth Abbott* A maid servant of *M^r Proclors*, one whom y^e saide maide called *will* did give 500 lashes w^{ch} this Examinee did counte, and therevpon he called to *M^r Proclor* beinge abroad A woorminge of plaints and said he were best to kill the maide, wherto he answered it were no matter yf shee were hangde, w^{ch} said wench after that beatinge ran Away into the woods but retourned againe and went away the second tyme and ther died, and about 14 dayes after this examinat feking for her found her aboute two stones cast of the houses within the forte.

John Burrows gent fworne and examined fayeth y^t about 2 moneths last past beinge in his grounde there cam to him *Elizabeth Abbott* made servant to *M^r Proclor*. and this Examinee did aske her w^t she made there, And she said y^t she was so beaten that she could not tell w^t to doe, & so shewd this Examinat divers p^{ts} of her body w^{ch} he fayeth was grevous to behold, and y^t this examinat sent woorde by *M^r Proclors* people that he were best send for A Surgeon to looke to her otherwyse she must needs p^{ishe}.

Nicholes Goldsmith servant to *M^r Burrow* fworne and Examined faieth y^t he beinge in place wth his *M^r* did se when the saide wench did shew his *M^r* how grevosley she had beene beaten and fayeth y^t her fleshe in some places was raw and very black and blew and fayth y^t she said she was whip^t wth fishhookes.

Alice Bennett fworne and Examined fayeth y^t she did finde the faid fervant maide by the well, and this examinat asked her w^t she made there, and she made answered that shee was so beaten that she durst not tarry at home, and this examinat serching of her fownd she had been fore beaten and her body full of sores and holes very dangerously raunckled and putrified both about her waite and vpon her hips and thighes and this examine asked her who did soe beat her she said her misteris, And after that this examinat fownd her by the waterfid by M^r *Bourows* Plantacon lyinge behind the boate wrapped in A ruuge, and fownde her body raw and Runinge wth sores from her waite upwards whervpon this examinat wth her husband & Ric: *Richard* Caryed her whom [home] and deliured her to her M^r entreatinge him to pardon her for that fault and not to Corect her but he said he would nott p^{ro}don her.

Richard Grove fervant to M^r *proctor* fworne and Examined fayeth that y^e faid wench hath often tymes rann away and that shee was some tymes Corected for it, but that she neuer hadd about 20 or 30 lashes at atyme and y^t wth smale lyne or whip corde that he knoweth of and that when M^r *Richards* and *Thomas Bennett* brought her home laft shee receved no Corectione, but when they two and the wiefe of y^e faid *Thomas Bennett* brought her h[ome] laft then she receved Corectione by *Willia[m]* *Nayle* fervant to M^r *Procter*.

And touchinge *Elyas Hintone* fervant to M^r *Procter* this Examinat fayeth that about the midst of *July* las[t] y^e faid *Elyas* and this Examine were goinge to *John Smiths*: but y^e faid *Elias* was not able to goe throw wth him and this Examinat retorninge asked him whether he wold goe home wth him w^{ch} he refused to do, then this Examine said that he wold tye him there and cale some of his fellow[s] to fetch him home whervpon wth much p^{ro}fuacion he gott him home, and about some 3 or 4 dyes after he beinge Rakinge of weeds M^r *Procter* for som offenc did strike him wth a rake some 3 or 4 blows, whervpon the faid *Elias* went home and one *Tho: Crofs* demanded of him how he did and he answered *never worst for my M^r hath beaten me and I think he hath killed me and yf I dye I will take my death [because he] killed mee*, but Ther was no signe of any bodily hurte as this exam could p^{ro}ceave, After that the same night y^e faid *Elyas* went away but was noe more seene till he was fownd dead.

Thomas Crofs fworne and examined fayeth that his M^r sent him over the water, and beinge put in by a guft he went into M^r *Procters* house where *Elyas* was and he asked him how hee did, who answered he was not very well his M^r had so beaten him that he should hardly recover it

Phetplace Clofe fworne and Examined fayeth that the faid wench hath diuers tyme been Corected, but never ymmoderately to his knowledge, and demanding of her privatlee w^t cause she had to run away she would make noe answer thervnto

M^r *Anthony Barram* fworne and Examined fayeth that he once saw M^r *Procter* give *Elyais* a box one the eare and at another tyme beinge in the ground at woorke he did se M^r *Procter* faule vpon some body but knew nott whom, but at night demanding of one of the boyes who it was he said it was *Elyas*. and the next morninge *Elias* was gone, and further fayeth that the faide *Elyas* was a very stubborne and desperat fellowe and would oftymes say he wold shoote himfelfe wth a pistoll when he was in health, whervpon his pistoll was taken from him

And Concerninge the wench he fayeth y^t he hath harde her many tymes beaten and hard her crye, but never saw the manor of her Corectione, nor her bodie after she was Corected, but fayeth shee was a very lewd wench & such a one as noe good perswasions nor moderate corection could reclame her, and thinketh y^t by her lyinge in the woods some tymes 8 or 10 days together, was the occasione of her death

Daniell Watkins fworne and Examined fayeth y^t he never saw y^e faid wench Corected nor did ever see her bodie but knoweth y^t she hath divers tymes run Awaye & hath layne in the woods some tymes 8 or 10 dyes together and whether she was pardoned or corected she woold run away againe.

Ann Wood fworne and examined fayeth y^t she did see about 2 moneths ago 2 boys whip

whip the said wench, the one named *Will* the other *John Skinner* each of them havinge a whip of smale corde and caused her body to bleed downe to her wastē and further sayeth y^t M^{rs} *Procter* once Called her to looke vpon the wenches thighs, w^{ch} she sayeth had one great fore but how it should com shee knoweth nott And forther sayeth y^t in respect y^e wench had Complayned that she had been grevously beaten wth fishhooks therfore M^{rs} *Procter* requested this Examinee to Come and vew the bodie of her, w^{ch} she did and fownd one great fore in her thigh w^{ch} this Examinat rather thinketh to come by lyeinge owt in the woodes then by any Corections

William Bullock sworne and Examined sayeth y^t he was in the ground at woorke where he saw M^r *Procter* beate *Elyas* wth a Rake and gave him some 12 or 16 blowes but w^t hurte he had this Examinat doth not knowe And after Cominge into M^r *Procters* howse he harde M^r *Smiths* man aske the said *Elias* how he did. and he said he was very ill and y^t his M^r had so beaten him y^t he shuld dye, and y^t he wold laye his death to his M^r if he did die.

John Skynner aged 16 years servant to M^r *Procter* beinge Examined sayeth that once himself and M^r *procters* boy *Will* did whip the said wench their M^r standing by at w^{ch} tyme he sayeth that both gave her about 100 stripes vntill she did bleede

M^r *Thomas Bunn* Chirurgione sworne and Examined sayeth that M^r *Procter* sent for him to Come over and to see A fore y^t the wench had in her foote & w^{ch} he did, and left thinkgs for to dres it wth. and further sayeth that M^r *Procter* many tymes sent for this exam. to Com over to looke to his servants when any of them were sick and defeased, And that M^r *Procter* was always very Carefull for the p^rservinge of his servants healths, and y^t he hath had 3 or 4 of his servants at tymes 4 or 5 dyes together and at this p^rsent hath one of his men at his howse in Cure

Will Nayle M^r *Procters* boy aged 16 years Examined sayeth that he hath whipt the said wench some six tymes by the Appoyntment of his M^r and once he thinketh he gave her about 200 stripes and some tymes less. but y^t his M^r did never appoynt him how many strokes he should give her and y^t one tyme his M^r bidd him should whip her from the waist to the hand wrists & fleay her or ells his M^r wold flay him

Robert Sweete gent sworne and Examined sayeth y^t Cap^t *Nathaniel Butler* was very vrgent and importunate wth this Examinee at two severall tymes to sett downe vnder his hande all such grevances and misbehaviours might anywyfe have in his owne p^rticuler or of any other iniuries or iniustice done by M^r *George Sandys* Threfurer, Promising this Examinee that yf there were any such thinge he wold remedy it in *England* or ells this Examinat should Accompt him A very villain And further this Examinat sayeth that the said Captain *Butler* hath vrged M^r *John Baynam* to the like as he hath harde M^r *Baynam* reporte

¶ Mdd that whereas there was A controversie Dependinge betweene *Michaell marshatt* gent and *Lwke Eaden* gent for and Concerninge A Viage made into *Canadie* in the good shipp Called y^e *retourne* it was agreeede by and between the said p^rties before y^e Counsell of State, that the goodes brought to *James Cyttie* in the said shipp shalbe equally shared and parted betweene them. And that M^r *Marshatt* shall allow halfe y^e tobacco that the said *Lwke Eaden* did lade abourd y^e said shipp, And that the said *Lwke Eaden* shall give Sufficyent securytie to the said *Michaell Marshatt* for y^e payment of 100^{li} sterlinge wthin six moneths after y^e arival of y^e ship at *James Cyttie* porte.

19th of October 1624

AT A Courte held the 19th of October 1624

p^rsent

S^r *francis Wyatt* Knight &c Sir *George Yardley* Knight *George Sandys* Trefurer
Doct^r *Pott* Cap^t *Smith* Cap^t *Raphe Hamer*

It is ordered at this Court y^t 10 able and Sufficyent men shalbe sett foorth from the

^s This paragraph is crossed out in the original.

Eastern shore wth Sufficyent and Compleat Armes and Divisione for two moneths w^{ch} service they are to vndertake in regarde they went nott the last Sumer march

Whereas y^e Company by their graite Charter did formerly order that such as had eated vppon the Gouverno^rs land might remain there vntill they had receved satisfactiō, And since by their Lrs have ordered y^t fouch free men as should goe vpp to strengthn y^e Colledg might eyther remane there vntill they hadd Satisfaction or ells to haue 10 Acres or each famylie in fee simple Accordinge to y^e equitie of these orders y^e Gou^rno^r and Councell, at the request of Doctor Pott Cap^t Smith M^r Bunn and others have as much as in them lye granted and ordered y^t there shalbe granted severall leases to y^e said Parties and others, who at their costs and charges have built and Cleared and seate themselves there for the tearme of 5 years from the date of this order

xxvth of October 1624

A COURTE helde the xxvth of October 1624
Present
S^r Francis Wyatt Knight &c. George Sandys Threfurer, Cap^t Roger Smith

Cap^t. John Marten Complayneth y^t wheras there were Articles and Covenants lawne betweene him and M^r Humphrey Rastell for the Transportinge of the said Cap^t Martain, his servants & other his goodes vnto Virginia, The said m^r Rastell Caried him into new Englande and there detayned him 9 weekes to his great losf and hinderance To w^{ch} M^r Rastell replyeth y^t his Shipp beeinge leaky and the wynde Contrary he was enforced to goe for new Englande and detayned Cap^t Martin there no longer, then of necessity he was Constrayned to doe, And before his owne shipp was Redy he hired another shipp to Cary him to Virginia

W^m Holland gent fworne and Examined sayeth that there was a leake sprunge in the said shipp, whereby they were in great danger and were forced to heave over boord some 40 basketts of bred, w^{ch} was spoyled by y^e leakinge.

John Crookdeack fworne and Examined sayeth y^t the said shipp had a leake sproange whereby ther was some 40 or 50 basketts of bread spoyled and hove overboord. And that at their Cominge owt of England they resolved directly to come for Virginia And styred their Course so longe as the winde served for Virginia, vntil the[y] were paste the Ilands, and y^e shipp beinge leakt and y^e Cap^t desirous to speak wth the South Phoenix directed his coorse to new England. And also he sayeth that wth in the tyme of 16 dyes the said shipp was made fitt and redy to Come Away for Virginia

John Smith fworne and Examined sayeth that at the sealinge of the wrightinges betweene Cap^t Marten & M^r Rastell, M^r Rastell promised that one Tewfdy next followinge Cap^t Martine should have 5 men receved aboard and y^t M^r Rastell wold take order for their dyett and y^t they should be receaved aboard, whervpon this Examⁿ went to M^r Rastell for A Tickett that those men might be receved aboard, but M^r. Rastell said they nede not have A Tickett, for y^t he him self would be aboard in the after noone and geve order for them, whervpon the said 5 men went abourde but could not be receaved, Then this Examⁿ went againe to M^r Rastell and told him that he had geven noe order for the receaving of them, whervpon he made Answere w^t was 3 or 4 dyes forbearanc, And about 2 or 3 dyes after Cap^t Marten Did meete 2 of those 5 men at Tower hill and asked them why they were not aboard, and they said they had bine aboard but y^t they could not be receaved, whervpon Cap^t Marten gaue them xij^ds to goe downe to Clarkwall aboard the shipp, but at night they retorned againe to Cap^t Martens howse and said they could not be receved abourde, after w^{ch} tyme the said 5 men were nott harde of

Fourther he sayeth y^t after they were past y^e Ilands, Thomas Scott one of the quart-masters said y^t yf it had beene Cap^t. Woollistons pleasure to have bent his Course for Virginia y^t y^e shipp might have been in Virginia very near a moneth before she could have Arrived in Canada And y^t y^e M^r y^e M^r mate wth divers more of y^e seamen of y^e same ship

ship said y^t yf it had beene theire plesure they might have beene in *Virginia* before they were in *Canada*. y^e viage there was a good wynde for *Virginia*, but he thought y^e Cap^t meant y^t fom of them shoud owthcom there And when they were arrived at *Canada* the sea —

And further this Exam^t sayeth y^t wth in a fortnight after the arrivall of the said shipp at *Canada*, she was made fitt and redy for her viage for *Virginia*, and that M^r *Raftell* gave order to y^e M^r to have all things in Redines, and fwore wth an othe that he would be gone y^e *monday* fennight after

And further this Exam^t sayeth y^t for the space of 6 weeks after there Arivall at *Canada*, y^e said M^r *Raftell* did allow Cap^t *Martin* and his People but A biskett adye, and in y^t 6 weekes they had flessh twife a weeke but very bad and not mans meate, and in that 6 weeks the said Cap^t *Marten* was allowed not aboue 2^{li} of butter but his people had not at all, and in that tyme they had noe beere, butt beverage,⁶ and for one three weeks y^t they remained there they had noe fleshe at all nor fish, vnles he sent his people for it A shore

And foorthier he sayeth y^t when Cap^t *Martin* had indorfed the releafe of his passage in the *Vnitie*, and had Cancelled the olde bond for p^rformance of Covenants and was about to seale A new bond for p^rformance of Covenants, Cap^t *Martin* demanded A Bond of 400^{li} from M^r *Raftell* in like man^r for p^rformance of his Covenants w^{ch} M^r *Raftell* p^romised to doe, but after y^t Cap^t *Martin* had feled beinge Demanded he Denied to Doe it

And further he sayeth y^t when mentione was made of indorfinge this releafe, Cap^t *Martin* put in this causione y^t y^e makinge of this releafe shoud be noe preiudice against any Article Contayned in the Covenants, savinge onely for Transportinge him self and goods in the *Swan* instead of the *Vnitie*, And further saith y^t that night the indorfment was sealed Cap^t *Martin* told this Exam^t y^t he wold pay M^r *Raftell* all his Tobacco, and afterwards Attach it vntill such tyme as he Did know w^t damage he had sustayned in M^r *Raftells* not p^rforminge of his Covenants

Sackford Wetherell fworne and Examined sayeth that he hath harde M^r *Raftell* p^rmise to keepe 5 men of Cap^t *Martins* abourde and to give them Ticketts to be receved abourde, and 3 of them told this Exam^t they had beene twife abourde but could not be receved, and M^{rs} *Jones* told him that she knew them once abourd but could not be receved

And further sayeth y^t he asked M^r *W^m Edwards* y^e M^r mate of the *Vnitie* (vppon some reporte formerly had) whether they were to go to *Virginia* or to *new England* first, and M^r *Edwards* said that Cap^t *woolliston* and M^r *Raftell* were minded to goe to *new England* first, because they were afraid the *South Phenix* wold begone from *Canada*.

And sayeth the *Vnity* was made redy wthin 14 dyes after theire Arivall at *Canada*, and y^t M^r *Raftell* said he wold take in goods and be gone, but when the ship was gon for *England*, then M^r *Raftell* p^rtended many excuses why he could nott goe

And foorthier saith y^t whilst they were at *Canada* they were allowed but 8 busketts for A man a weeke, and that they hadd 4 peeces of beefe A weeke to 5 men but some tymes they wanted y^t allowance of beefe but how longe he can not tell, besides they wanted their vsuall allowance of ottmeall and butter

And further he sayeth y^t Cap^t *Martin* alleging that the Relese wold frustrat all the Covenants formerly made by M^r *Raftell*, y^e said M^r *Raftell* replied *no god forbid* for it Concerned no more but alteringe the passage owt of the *Vnitie* into the *Swan*

And further sayeth y^t vppon y^e redinge of Cap^t *Wyllaston* his Comission y^e seafaringe men said the[y] marveled Cap^t *Williston* Wold cary Cap^t *Martine* to *Canada* seing y^e Comission was to go to *Virginia* first, and this exā asking how they wold Answere that, they said they were bound by y^e Charter p^rtie to goe wyther M^r *Raftell* would haue them to goe

first

⁶ This means no drink except poor cider.

first of November 1624

A COURTE held the first of November 1624
 p^{nt}

S^r Francis Wyatt Knight &c S^r George Yardley M^r Threasurer, Cap^t Roger Smith
 Cap^t Raphe Hamer

George ffadom fworne and Examined sayeth y^t he did wryghte A will for Jo:
 Phillimore w^{ch} was signed sealed and Deliu'd by the said John Phillimore about the 4th
 of July last past in the p^{se}nc of Thomas Sulley and his wief, w^{ch} this Examⁿ Did then Reade
 before them, w^{ch} said will is now missinge but the effect therof as this Examat
 remembreth, was, y^t the said Phillimor did give all his estate to Elizabeth peer[ce] vnto
 whom he was assured and meant to haue maryed his depts beinge paide and 1 barrell
 of sheald [shelled] Corne w^{ch} he gaue to Thomas Sulley

Further this Examat sayeth y^t by the said will hee had given one sow pigg to
 M^r Constable and one sow pigg to this examⁿ when his sow had varowed w^{ch} sowe the
 said Phillimore afterwarde in his liefse tyme did sell

Thomas Sulley fworne and Examined sayeth y^t the said John Phillimore did make
 such a will and y^t he had the said will in Custodie vntill the said Phillimore retorned from
 Pomkey march and about the xjth of September this Examⁿ deliuered the said will and
 liuer other notes to the said Phillimore againe, w^{ch} said will is now missinge, but the
 substanc and effect was, y^t he gave all his goods lands and Chattells to Elizabeth Peerce
 his Depts beinge paid and one barrell of sheald Corne to this Examⁿt and one sow pigg
 to Jo: ffadome and one sow pigg to M^r Constable, when his sowe had varowed, w^{ch} sowe
 he afterwards sold in his liefse tyme

John Smith fworne and Examined sayeth that he did reade the said will and y^t he
 gave all his whole Estate to the said Elizabeth Peerce his Depts beinge paide and one
 barrell of sheald corn to Thomas Sulley and one sow pigg to George ffadom when his sow
 had varowed

John Radish fworne and Examined sayeth that John Phillimore did tell him that
 he had made his will and that he had given all his Estate to Elizabeth Peerce, his depts
 beinge paide, and one barrell of sheald corn to Thomas Sulley.

It is ordered y^t the Gardianship And Adminiftration of the lands and goods of John
 Phillimorr shal be granted To any freinde whom the said Elizabeth Peerce shall choose
 to her vse.

Who at this Court hath made Choyse of Thomas Bennet her father in law And
 Accordinge to this order it shalbe granted to y^e said Thomas Benett, to her vse

William Baker fworne and Examined sayeth that Sargent ffortescue had the Charge
 and oversight of S^r Georg Yardleys servants at his Plantatione at Flowerdy hundred and
 that hee did hange the Tobacco foe thick vppon the lynes y^t the lynes brake and the
 The Tobacco fell to the ground, and before the said Tobacco was at all dryed he made it
 vpp into Role and foe by his faulte it was not marchantable and y^t all the Tobacco
 except 6 or 7 hundred waight, was made vpp wett and nott merchantable, The whole
 Crop Amountinge to 9000 waight or therabout, And further this Examⁿt saieth that
 him self Henry Lewis John Snow Richard Starkes did tell y^e said Sargent ffortescue y^t yf
 the Tobacco were made vpp wett as it was it would not prove marchantable to w^{ch} he
 answered it was no matter to them for it was noe Charge of theirs, for y^t he was Answer-
 able for it

M^r Abraham Peerce marchant fworne and examⁿ sayeth that the last p^{ce}ll of Tobacco
 that Sargeant ffortescue did cure vpp for S^r Georg Yardley, ther cam to this Examⁿts
 Beame to be waide about 13 or 14 hundred thereof and y^t it was so wett and so ill Cured
 y^t in his opinion there could not be les then 30 in the hundred los when it cam into
 England

Edward Grindone geñt at this Courte desireth to have A grant of foe m^{ch} ground as
 shalbe

shalbe dew to him, as yett vntaken vpp or bespoken Lyinge betwixt Ensigne *Spencer* his land and the Gleabe lande

Yt is ordered he shall haue it, and y^t M^{rs} *Kith* shall foorthwith Cause Ensigne *Spencer* his land to be Survaide

Yt is ordered that A Proclamatione shalbe presently sent for the ympaling of garden Accordinge to the Act of the general Asseembly for the planting of 4 mulberry trees and 20 vynes for every male head aboue 20 yeers of age between this and the last of *february* next coming straightly Charging all Comanders of every Plantation to see them not only planted but Carefully tended & looked to at their *Bill*, And to give information of all such as shalbe delinquent therein

Robert Poole gent sworne and Examined sayeth y^t when he first lived wth *Apochankeno* beinge in the time of S^r *Tho: Dale* his Government, *Apochankeno* shewd this examⁿ certen trees wherein Certen bulletts had been shott, by Indyns w^{ch} Cap^t *Jo. Smith* did teach to shoute in a small peternell⁷

And after in S^r *Thomas Dales* Governmt one *Coofs* An Indyan was taught to shoote in A peece by *Jo: powell* servant to Cap^t *Web* and by Cap^t *Webb* his appoyntmt

And fourther he sayeth that in the tyme of S^r *Tho: Dales* Government one *Chacrow* an Indyan livinge wth Liv^t *Skarfe* Cap^t *W^m Powell* and Cap^t *W^m Pearce* and livinge wth them he did ordinarily shoote in A peece

And foorth he sayeth that S^r *Tho Dale* gave vnto *Kiffacomus*[?] A peece caled A snaphance wherwth all he did often shoote and killed both fflowle and Deere and was furnished wth powder and shott by S^r *Tho Dale* this Examⁿ havinge often tymes Caryed it to him

And further he sayeth that in S^r *Samuell Argalls* tyme there was 6 men slayne by the Indyns and their peeces powder and shott caried to *Pomunkey* where they were vsed by An Indyan Called *Moraffane* and Another Indyan Caled *Nemetenew* And sayeth y^t S^r *George Yardley* after he cam to be Governo^r ymployed this Examⁿ to *Pomunkey* to steale A wye the feathers of the locks of those peeces, y^t therby they becominge vnseruicable *Apochankano* might send them to him to mend and he resolved to keepe them, w^{ch} peeces afterwards were sent and they were kept.

And further he sayeth that S^r *George Yardley* forbad an Indyan who was ymployed by one *W^m Pery* to shoote in A peece & caused his peece to be taken from him, And further sayeth y^t he never knew S^r *George Yardley* to geve A peece to any Indyan

Edward Grindon gent sworne and Examined sayeth that *nanticos* an Indyan was the first that he knew to shoote in A peece but who did teach him this Examⁿ knoweth not.

And further sayeth that an Indyan caled *Cofs* was taught to shoote in A peece by Cap^t *Webb* Comandinge at *Kickatan* in y^e tyme of S^r *Tho: Dales* Gourment

And also this Examⁿ sayeth that An Indyan caled *Shacrow* did vse to shoote in a peece liveinge wth Liv^t *skarfe* Comandinge *James towne* in S^r *Tho: Dales* Government

And also sayeth that S^r *Tho: Dale* did give A peece to An Indyan called *Kiffacomus*[?] and y^t y^e said Indyan wold ordinarily Come to *James towne* to S^r *Tho Dale* for powder and shott, But he never remembreth y^t ever S^r *George Yardley* gave A peece to any Indyan

Yt is ordered at this Coorte that *Thomas Grubb* shall doe M^r *Threfurer* fower moneths trew and faithfull servic for that hee hath nott *performed* as by one bill of Covenants vnder his hande bearinge date the 31th of *October* 1622 Appeereth

The Testamony of M^{rs} *Mary Whittaker* taken before the Gouverno^r
the 19th of *November* 1624

She affirmeth that not longe after Cap^t *Martin* cam into *James River*, he cam vnto the howse of Cap^t *Jabez Whittakers* and amonge much other Discourse complayned y^t he had lost his Cropp by Coming in so late, y^e said M^{rs} *Whittakers* Demanded of him why

⁷ A peternell (correct form, petronel) was a kind of carbine or large pistol.

why he would com by *Canada* to w^{ch} the said Cap^t *Martin* replied softlie whifpering in
 their eare, they both beinge neere together, *This was the last plotte of the Company to take
 way my poore lief.*

Nicholas Rayneberde Sworne by Cap^t *Ralfe Hamer* y^e 23th of *November* 1624

Cap^t *Marten* beeing att *Cape Ane* aboard in the good ship called the *Vnity*; Cap^t
Voolaston and M^r. *Raftell* coming aboard the same ship, falling in to conference about
 their affayres, M^r. *Raftell* the M^rchant grew collick and hott, beeing demanded of
 Cap^t *Marten* wherefore hee kept prisoner in that kind, and would make noe dispatch for
Virginia Wherevppon hee answered most absurdly and said, Hee would not remoue
 out of the harbour vntill he thought good, not yf the King and the Lords of the councell
 of *England* were there.

Secondly the said Cap^t *John Marten* gave M^r *Raftell* a bond So that the said *Raftell*
 was to give Cap^t *Martin* another. Whervppon hee desired another of the said *Raftell*
 the M^rchant, and hee denied y^t and would not.

This haue I taken vppon my oath before Cap^t *Hamar* and the Secretary
Nicholas Raynberd.

December 8th

AT A Courte held] *December* 8th

present

St Fra: Wyatt Gou^rnor . . .

Peaceable Sherwood aged about 26 yeere sworne & exam^d sayeth, that hee knoweth
 of a trunk that was broken [open] but was not privy to the doing of it & sayth that hee
 saw certayne toren pages[?] swimming do[wne] the river & that M^r^s *Corker* sayd they were
 of artic[les] & sayth that to his best remembrance the word in the first artickel was
 proportionable, not equall)

The 2^d article hee doth acknowledg

Of the 3rd He sayth a booke was to bee kept] but he doth not remember that no
 st was to be entered into or don wthout y^e consent of each other If any disagreement
 were, they should put & a prop[or]sion be made

There was such bonds sealed & deliuered but what is become of them hee knoweth
 not

Touching the bond. He knoweth not what yeares w[ere] agreed on for payment,
 but sayth he heard M^r *Dri* . . . demand two years And whereas though he is a
 itnells to A bond, he did not reade it ouer.

8 of [*December*] 1624

ACOURT held the 8 of [*December*] 1624 being

present

St francis Wyatt knight Gou^rnor

Robert Poole sworne and Examined sayeth y^t in the Tra[ding] Vioage wherein he
 was employed for M^r *Threfurer* [in the] Pynnace called y^e *Elizabeth*, he gave for ove[r a]
 tubb of Corne, he bought of y^e Indiyans, ten[?] armes length of some beads, and thirteene
 fmes le[ngh] of some beades for Another Tubb.

And further he sayeth y^t he did nott put away any of [M^r] *Threfurers* beads for
 orne for his owne private vse nor any other in y^e shipp to his knowledg but he sayeth y^t
 l y^e shipp Company did truck and trade for skins, butt where they hadd the Truck
 e knoweth nott.

further

further he fayeth y^t Cap^t *Croshaw* gave for A great Canoe w^{ch} he bought 10000 of blew beades, fayinge y^t he would geve M^r *Threfurer* fatisfaction for the beads

Alfo he fayeth y^t he paide for matts 20000 of blew beads, of w^{ch} matts there was vfed to feele ye fhipp 20

further he fayeth that he gave to the great man of *Potuxfone* to be their guid to *pocotanck* 6 or 800 of blue bead And faith y^t hee did not buy aboute 6 tubbs of Co[rne] for any Copper

further he fayeth y^t he did fee in A Cheaft of *Riçd* . . . fome 20^{li} of powder Knitt vpp in A Lynnen C[loth] and Certen Shott but how much he knoweth no[t]

further he fayeth y^t he bought 7 great beare skins, 6 [deer(?)] skins, 2 wildcatt skins, 9 otter skins, 2 yonge beare skins, . . . skins 8 or 29 muske ratts skins, 1 Lyone skin w^{ch} [the great man of] *Potuxfone* gave him, and y^t he brought home noe black fox skins And fayeth y^t Cap^t *Crofh[ow]* took charge of fuch(?) skins as he hadd

And further he fayeth y^t he bought noe . . . for redy beades to be deliuered him . . .

And fayeth y^t at *pocotanck* they ftaid fome 23 or 24 [day]s in hope the Indyns would have furniht them wth Corne [b]ut one weeke thereof was vnneceffarily fpend in feekinge owte of An *Englishman*, And the M^r affirmeth y^e fame alfo

John Waltam fworne and Examined fayeth, y^t there was in y^e fhipp one full barrell of powder, an fo [also] neere 20^{li} of powder befides and fayeth y^t Cap^t *Croshaw* carried afhore owt of the fhipp 2 murtherers^s and 3 Chambers^s

Jeremy Roberts fworne and Examined fayeth y^t M^r *Geyne* did fend y^e *dutchman* aboorde and fett away A rundlett of powder of 2 or 3 gallons, And further fayeth y^t he fett 200 of dry fifhe from M^r *Chew* vppon M^r *Threfurers* Accompt, [which]

M^r *Geyny* had for his owne vfe, and *Allwyn Dame* vppon his oath doth iuftifie the fame, and alfoe y^t M^r *Gen[y]* Tooke Away 2 Copper furnaces 2 bottoms of Coppe[r] and 3 Coverings of Copper.

Whereas *John Powell* in the behalfe of himfelf *John Woo* . . . *Williams*, brought into this courte, one Covenant made by [Jo.] *Richarde als Sheparde*, bearinge date the firft of *Novembe[r]* by w^{ch} Covenant they were to pay to M^r *Danell Gookin* or hi[s Affignes] A Certen fome of Tobacco, as alfo to deliver divers men & go[ods] as by the Covenant it doth and may farther Appeere, And for [as much] as y^e faid *Jo. Richarde als Sheparde* is departed owt of This Co[untry] and hath left noe Certen Attorney to receave the faid Tobacco me[n] and goodes, nor other order as yett Taken by M^r *Gookin*, Th[e] Gou^rernor and Counfell takinge into Their Confideraçon, y^t the faid M^r *Gookine* may not be dampnified by the negligenc of his officer have appoynted Cap^t *W^m Tucker*, to take and receave into his Cuftody and Care, not only the Tobacco and Corne dew by th[e] Covenant, wth Charge to fee y^e Tobacco be of the beft y^t grew that Cropp, and that non of the faid Cropp be otherwise difp[ofed] of till the faid Choyfe be made, But alfo the Plantacione fervants Cattell and other goods thervnto beloanginge And in the faid Covenant fpecyfied, And y^t the faid Cap^t *Tucker* vppon the receipte of the before expreffed p^rmifes, do putt in bound wth Sufficyent fuerties to y^e Gouernor and Counfell to be at all tymes Anfwerable to the faid *Daniell Gookine* or his Affignes Concerninge the premifes, at or before y^e xxth daye of *January* now next enfuinge.

Richard Smith fervant to M^r *Robert Addams* fworne and Examined fayeth y^t to his knowledg his m^r did never gather any of M^r *Horwoods* Corne, nor that his faid M^r did euer bid him to gather any of M^r *Horwoods* Corne.

Robert Addams fworne and Examined fayeth y^t *James Davis* made A Bargaine wth M^r *Emerfone*, That in regarde M^r *Emerfone* was to free y^e faid *James Davis* of his fervice, he was to give the faid M^r. *Emerfone* one fervant boy and A Cowe.

Whereas *Anna Cooper* Complayned in Coorte by [petition] y^t her late hufband *James Harifone* did lend a fhallopp to Liv^t *George Harifone* late deceafed, w^{ch} boate the

faide

^s A murtherer, or murderer, was a piece of ordnance similar to our modern mortar. A chamber was a very similar piece, but used mostly for firing salutes.

saide *Anna Cooper* often demanded of the said *Liv^t Haryfone*, but could never gett the same or Satisfaction for it Uppon the Testimony of *Cap^t Hamer*, that Ensigne *Harifone* did lend the said shalopp to *Liv^t George Harifone* And vppon the Testimony of *Cap^t Tucker*, y^t he demanded the saide shallop of *Liv^t Harifone* in the Right of the saide *Anna Cooper*

It is in Courte ordered that *George Menefrey* Adminiftrator for y^e saide *Liv^t George Harifone* shall p^lently paye to the saide *Anna Cooper* in Satisfaction for the said shallop the some of one hundred pownd waight of marchantable Tobacco

Cap^t Raphe Hamer Counfellow of State fworne & examined sayeth, that beinge in Conference wth *Cap^t Martyn* about the Gouvernor, *Cap^t Martyn* said to this Examinat, that yf the Gouvernor when the date of his three years was ower, would governe for the kinge, he would rather he were Governor then any man else, But yf he governed for the Company, he would nott allow him to be Governor Then this Exā made Answer, that hee thought y^e Gou^rno^r allwayse governed for the Kinge, for in all things he governed Accordinge to the Kings lawes.

Cap^t Roger Smith Counfellow of State fworne and Examined sayeth, y^t *Cap^t Martyn* being at supper with this deponents sifter and himself, flalinge in talke about *Virginia*, he showed some *Virginia* dyamonds wth some other things amongst the rest there was A peece of Cristall, and beinge demanded from whence he had it, *Cap^t Martyn* saide ther was A rock of Chrifall fownd in *Virginia*, And this Examinat said y^t in his tyme beinge in *Virginia* he never knew of Any, Then *Cap^t Martyn* said y^t when he cam to *Virginia* y^t this deponent should see him have A chriftoll mantle Tree

xxvth of *November* 1624

A COURT held the xxvth of *November* 1624
p^lsent
S^r ffancis Wyatt Knight &c M^r Threā Cap^t Roger Smith

Wheras M^{rs} *Alice Boyse* hath Complayned of *Joane Vinsone* by her Peticyone it is ordered y^t the said peticcione be sent up to y^e said *Joane Vinsone*, And A warrant to Comand her to Appere heere at *James Cyttie*, the mondye senight next after the sight of the said warrant and that either p^ltie bringe downe theire wittneffes wth them, to *James Cyttie*, or their depositions taken before two of y^e Comiffion^{rs} at the lefte

A Copie of M^{rs} *Alice Boyse* her Peticione

In all humblenes of dewtie sheweth, y^t wheras *Joane Vinsone* the wiefe of *William Vinsone*, hath most wrongfully and uniuftly slandered yo^r peticon^r in reportinge y^t she hath had a Bastarde, w^{ch} she Cannot approue (for y^t it is a most false Accusatione) y^e said *Joane Vinsone* beinge warned to appeare before y^e Comander and Afistaunce at the monthly court it was there by them Censured, y^t the said *Joane Vinsone* should stande in A white sheete and aske your peti^r forgiveness before y^e congregacione (which she refused to doe) for y^t she did appeale to your wo^rps and therovpon y^e Courte dismis^t her, Synce w^{ch} tyme y^e said *Joane Vinsone* hath also most slanderously reported y^t my Husband and my selfe had made (my dutiefull reverence remembred) an arswarde Bargane before we were maryed, and y^t ther was y^t greate love borne by M^r. *Jurden* to your petitioner, y^t caused much debate between M^r *Jourdon* & his wife

In Comifferation of all w^{ch} vnchristian wrongs, I moste humbly beseech your good wo^rp to graunt your warrant to Comand y^e said *Jone Vinsone* to appeere before you, accordinge to her Appeale to proue this her Accusatione, otherwise to be Censured by your wo^rp, so shall yo^r petico^r most dewly pray &c

Whereas M^{rs} *Ann Geyny* p^ltends that she hath wronge done her by *Cap^t Whittakers*, and desireth that his passage may be staid vntill her husband Come home to follow the
suite

fuite against him, Cap^t *Whittakers* pduceth these depofitiones in his behalfe, And defireth to haue free libertie of paffage into *England* in regarde, fhe putteth in no Caufione⁹ to Anfwere y^e damages of his ftay w^{ch} are very greate his Tobacco being ready shipped and he pvided for y^e vioage wth his wief & Children and fhe refuefinge to Commence y^e fuite before her faid hufbands retourne (w^{ch} is vncerten and Cafuall

It is ordered y^t Cap^t *Whitakers* vpon this occafione fhall not be ftaide, The rather for that the faid *Ann Geny* hath not orderly pceded, by way of peticione pferred in Courte of her wrongs, or to haue him ftaide

Examinations taken the 16th of *November*¹⁰ 1624 by Cap^t *Raleigh Croshaw*
Concerninge Cap^t *Whittakers*

Clement Dilke aged about 26 yeers, fworne and Examined fayeth that vpon the 16 Day of this instant *November* or thereabouts M^{rs} *Geny* being demanded the fome or quantity of 325^{li} waight of Tobacco by Cap^t *Whittakers* in the behalfe of M^r *Threa*, fhe made anfwere, y^t fhe had neither any ready or a leafe taken downe, defiringe that the payment of it might be deferred vntill her hufbands Cominge in, or woords to y^e fame or ye like effect

Clement Dilke

Richarde ffrifhby aged about 34 yeers fworne and Examined fayeth, y^t when Cap^t *Whitakers* demanded certen Tobacco of M^{rs} *Geny*, fhe fwore as god faue her fhe had not a leafe Taken downe

Ric: ffrifhbie

Thomas Morys aged about 22 yeers fworne and Exā fayeth y^t Cap^t *Whittakers* fent him to *francis Mafons* to lett M^{rs} *Geny* know y^t his Cap^t ftaide at her howfe to receave Tobacco who when he had delivd his Cap^{ts} meffage to M^{rs} *Geny* fhe pſently answered y^t fhe had nott any taken downe, but he replyed, that there was no man in the lande but had Tobacco ready and payable before that Tyme, or words to y^t effect, fhe againe replyinge, y^t fhe wold pay none vntill her hufband cam home, and then w^t was dew fhuld be paide

Theſe examincons taken y^e 22th of *November* 1624

The marke X of *Thomas Moris*

Eliza
Cittie

The depofitione of *Robert Browne* taken before all y^e Com^{rs}
y^e xviiijth day of *November* 1624

The faid Depoſt fwereth y^t M^{rs} *Geny* had in her howfe, when Cap^t *Whitakers* cam and demanded Tobacco for M^r *Threfurer* in leaf and well condiçoned (at leaſt) one Thouſand pound of Tobacco fittinge to pay Away

Robert X Browne his marke.

November y^e xxviith 1624

Satisfaction tendered by Cap^t *John Martin* Efquire to *Humpfrey Raſtell* marchante in the pſence of Sr. *francis Wyatt* Knight &c Cap^t *Roger Smith* *Abraham Peirſe* marchant & *Edward Blayne* marchant

In primis in y^e hands of Cap^t *Roger Smith* w^{ch} he is now redy to pay 160^{li} of Tobacco..... 160
In the hands of M^r *Michaell Marſhatt* in Tobacco..... 090
In y^e hands of Cap^t *Hamer* in Tobacco..... 100
In the Cuſtody of M^r *Lwke Boyſe* 6 kyne now redy to Calfe
And more in his handes 2 yeerlinge bullocks

Humfrey Raſtell doth nott Accept of this Tender, vnleſs the pties in whose hand the faid Tobacco and Cattle were pſent to become deptors, neither doth he hold the goods Tendered to be Sufficyent for to geeve him full Satisfactione

laſt

⁹ "Caufione" is an obſolute form of "caution" and means here ſecurity. Compare the current term "caution money".

¹⁰ This (the 16th) is the date given in the heading, but it appears below that the 22nd of *November* is the correct date.

laſte daye of *November 1624*

A COURTE held the laſte daye of *November 1624*

preſent

Sr Francis Wyatt Knight &c Cap^t Francis Weſt Sr George Yardley M. Threaſurer, Doct^r Pott, Cap^t Smith, Cap^t Hamer.

Hughe Hayward and Robert fitt ſworne and examined ſay, that they were preſent when Thomas Harralde made his will and that they both were wittneſſes to the ſame, and y^t this will brought into the Courte by M^r Richard Kingsmell is the ſame will, and that he was in perfect memory when he made the ſame, and lived about a moneth after, but made no later will that they know of.

Silveſter Bullen ſworne and exā ſayeth, that John Dayns did Carye Certen Tymber for Cap^t Tho: Barwick to his howſe, for w^{ch} he promiſed him ſome Tobacco but how much he knoweth nott.

It is ordered y^t whereas Thomas Sulley hath broken y^e Saboth daye in goinge A huntinge, as by M^r Richard Kingsmell hath been Complayned one in Coorte, That he ſhall paye five pownd ſterlinge in good Tobacco Towards the Church Charge, and acknowledge his falte in the Church before the Congregatione

Thomas Gates ſworne and examined ſayeth, that he Cominge to John Jackſone to demande 76 pownd of Tobacco, y^e ſame Jackſone went wth him to George Clarke, and Caled y^e ſaid George Clarke and told him that this is the man y^t muſt make your howſe Tyte and yf you will pay him y^e 76 pownd of Tobacco I will giue you an Acquittal

Whereas Cap^t John Martyn by Covenant vnder his hande and ſeale ys to paye M^r Humfrey Raſtell for Transportinge of him ſelf and twelve men and Certen goods, the ſome of two hundred, twenty and eight pownd ſter as Tobacco ſhalbe woorth heere in redy money

Yt is ordered that there be abated for five men w^{ch} ſhould have been Transported and were nott, as alſo for their victualls fixtie pownde ſterling.

Yt is alſo ordered y^t there be fix hundred pownd waight of Tobacco allowed Cap^t John Martyn, for wrongs and damages in Caryinge him to Canada and detayninge him there, wherby he Arived foe late in Virginia (w^{ch} fix hundred pownd waight of Tobacco at two ſhillings the pownde Cometh to fixtie pownde ſter) The Remainder beinge one hundred and eight pownde ſter, Cap^t Martyn ys to paye in ſuch Tobacco as ſhalbe woorth heere two ſhillings A pownde (w^{ch} will Amounte to one thowſand and fowerſcore pownd of Tobacco) w^{ch} Cap^t Martin is to paye to M^r Humfrey Raſtell his Exe^c Adm^r or aſſignes at or before the twentieth daye of December now next Enſuinge in James Cyttie And that yf y^e ſaide Cap^t Martyn do fayle in payinge of the ſaid one Thowſand and fowerſcore pownd of Tobacco in p^{te} or in the whole at or before the daye aforeſaid, That then Cap^t Martyn ſhall forfeit the fix hundred pownd of Tobacco allowed him for wrongs and damages as aforeſaid.

And that vppon the Payment of ye ſaide one Thowſand and fowerſcore pownd waight of Tobacco, The ſaid Cap^t Martyn and M^r Humfrey Raſtell ſhall ſeale Release eyther to other for and Concerninge this Buſineſs.

John Phillip A negro Chriſtened in England 12 yeers ſince, ſworne & examⁿ ſayeth, y^t beinge in a ſhipp wth Sr Henry Maneringe, they tooke A ſpaniſh ſhipp aboute Cape S^t Mary, and Caryed her to mamora in w^{ch} ſhipp was A ſpaniſhe ladye and divers other, And beinge in mam^a M^r Symon Tuchinge Cam into Mamora in a ſmale ſhipp, and after ſome Conference had by y^e ſaid Tuchinge wth the Spaniards taken as aforeſaid, he was by them ymployed in y^e ſaid ſmale ſhipp to Liſbone to feach money for the Ranſominge of the ſaid lady, w^{ch} Accordinglie he performed.

Edward Pepprett ſworne and Examined ſayeth y^t Symon Tuching told him this deponent before divers other of the ſhipps Company that he the ſaide Tuchinge was baniſhed owt of England and Ireland, ſayinge I Come of A good kindred, I dare nott ſhew

my

my face wher I was borne, I care nott yf all my kindred were hangd, and doth Cale the P^rtestants Lutherans, And further sayeth y^e saide Tutchine hath been very dilligent in foundinge of this River as also in enqueringe after the Chanells of other Rivers wthin the baye, And further he sayeth that Tutchinge doth give owt and intend at his returne to Tutch at the Westerne Ilands and refrefh his men

Georg Rugeles fworne and Examined sayeth y^t the saide Tutchinge reported of himselfe y^t he was a banished man owt of England, and sayeth y^t he was very well acquainted and respected in y^e Maderas and hath saide of his kindred (y^t they did not care for him, nor he for them, And he cared not yf his freends were all hanged and y^t yf occasione were, he would Tutch at the Wester Ilands as he reto^d

John Lamoyne marchant fworne and Examined sayeth y^t M^r Tutchinge did tell This Examine that he was a banished man owt of Irelande.

William Emerfone fworne and Ex^a sayeth, that at Christmas last past this Examⁿ and John Davis, did give to Liv^t Gibbs for A man servant named w^m Popleton for two yeers, three hundred pownd waight of tobacco w^{ch} Tobacco was p^sently paid to Liv^t Gibbs.

Yt is ordered y^t y^e like L^{re} of Administ^r be granted to John Bush as hath been formerly granted to M^r George Keth And that he bringe two Sufficyent men to stande bound wth him the trew p^rformanc of the saide Administ^r. And to be here one mondye next Com fortnight to p^rforme this order, at w^{ch} time or before M^r Keth is to bringe in A trew Accompt of the Estate of y^e O^rphant

William Couse aged 29 yeeres or therabouts fworne and examined sayeth, y^t y^e xxviith day of Awgust last past about one or 2 of the Clock in y^e afternoon, beinge aboard ye good shipp called the Ambrose then Ridinge at Anchor in James River Richard Williams als Cornushe M^r of the saide Shipp called the Ambrose, beinge then in drinke Called to this Examinat, to lay A Cleane payre of sheete into his bed, w^{ch} this Examⁿ did, And the saide W^m went into the bed, and wold have this Examⁿ com into y^e bed to him, w^{ch} this Examⁿ refusinge to doe the saide Richard Williams went owt of the bed and did cut this Examⁿ Cod peece . . . , and made this Examⁿ unredy, and made him goe into y^e bed and then y^e saide Williams als Cornush went into y^e bed to him, and there lay Vppon him, and kist him and hugd him, sayinge that he wold love this examⁿ yf he would now and then come and lay wth him and so by force he turned this examⁿ uppon his belly, And soe did putt this Examⁿ to payne in the fundement and did wett him and after did cale for A napkin w^{ch} this Ex. did bringe vnto him, and sayeth that there was but one man A boarde the shipp, w^{ch} was Walter Mathew the boatfwains mate beinge . . . And further sayeth y^t he was fore 3 or 4 dyes a[fter] and that after this y^e next dye after in y^e morning [the] saide Williams als Cornish saide to this Examⁿ though [I did] playe the foole wth you yesterdye, make no woondr further he sayeth y^t after this many tymes he wou[ld] putt his hands in this Examⁿ Cod peece and plaid a[nd] kiste him, sayinge to this Examⁿ y^t he could have brought them to fea wth him, yf he had . . . him, that would have plaid wth him, And after this Examⁿ beinge caled and refusinge to go he . . . him before the mas^te and forbad all the shippes Company to eate wth him, and mad this Examⁿ Cooke for all the rest

M^r William Cleybourne sayeth y^t he was in place when M^r Threasurer did say he had frely forgeeve Marten Turner two yeers service And y^t Marten had but five yeeres to serve, w^{ch} the saide Marten beinge p^sent, did not gaine say.

Wheras the Counfell doth Challenge for them selves and the Publique officers of the Colynie the moytie of y^e Companys rents, as Appeereth by theire great Charter of laws and orders dated . . . And since it is a thinge y^t was never heertofore payed nor by the Treasurers Commiffione as he Conceaveth, he is Awthorized to pay it, He therefore doth Peticion the Court, That it may be referred to A Nisi prys, wherin neyther p^rtie shalbe interested Yt is ordered y^t one Wensdaye Com fenight the xvth of this December next the[re] be A Jury warned of discreet & Sufficyent men Consistinge of 18 p^rsones in number to decide the forsaide Ques^tione

Wheras

Whereas Cap^t *Hamer* Compleyned in Courte for y^e recovery of A Dept of 250 pownd waight of Tobacco, dew to be paide by Ensigne *James Harrifone* Deceased and *David Barry* and *John Costarde*, lkewife Deceased, as P^tners together for as much as noe prooffe was made of their P^tnershipp and for y^t it did appeare by two fervants that were only left alive, That they did p^rely belong to the faide *James Harifone*, as by the deposition of the said fervants appeareth, *yt is therefore ordered y^t Anna Cooper* late wief to the said *James Harifone*, doe onely Satisfie the p^rper depts dew by the said *James Harrifone*

The Depositione of *Jo: Coker* taken before Cap^t *William Tucker* y^e xxith dye of November 1624 Tutchinge y^e difference between Cap^t *Raphe Hamer* and *Justinian Coop[er]* and his wief

This deponent sayeth y^t he was fervant only to Ensigne *James Harifone* deceased and no man to *Jo: Costerd* or *David Baylie*, [Barry] neyther doth he know of any agrement betweene the said *James Harifone* *John Costerd* and *David Barry* of Co^ptnershipp, And he also sayeth that the said *James Haryfone* had no P^rte or P^rcell of the goodes that were bought of M^r *Robert Bennett* deceased by the said *John Coster* or *David Barry*

John Coker

The depositione of *John Curtis* taken as aforefaide

This deponent sayeth y^t Ensigne *James Harifone* deceased bought of Liv^t *John Cheafman* his tyme of service and two more named *Henry Davis* and *Jo: Maltman* for y^e sole and p^rper use of the faide *James Haryfone* for the some of fix hundred pownd of Tobacco, which some was paid by the wief of the said *James Haryfone* owt of his owne p^rper Tobacco

The mark X of *Jo: Curtis*

xiiijth of December 1624

A COURTE held the xiiijth of December 1624
p^rsent

S^r *Francis Wyatt* Knight &c S^r *George Yardly* Knight Doct^r *Pott*, Cap^t *Hamer*,
Cap^t *Smith*

Abraham Porter fworne and examined sayeth y^t the last yeere beinge at *William Cluch* his howse, he sawe A hogg kilde that hadd noe Eare marke and y^t *Cluch* told this examⁿ he bought that hogg of *John Johnfone* for A Snaphance peece. Further this Examana^t sayeth y^t y^e faide W^m *Cluch* told this Examinat^r y^t *John Johnfone* fold *John Haule* A hogg w^{ch} was unearmark^t. And further this Ex sayth y^t *John Haule* kild A hogg vppon y^e *Saboth* dye by y^e appoyntment of *John Johnfone* as *Clutch* told him.

William Cluch fworne and Exā sayeth y^t *John Johnfone* fold him A hogg w^{ch} was not eare mark^t, for w^{ch} hog he gave the said *Johnfone* a snaphance peece. Further he sayeth y^t about 3 weeks since this Examⁿ Cominge from Eveninge prayer vppon the *saboth* daye, *John Haule* had kild a hog at *John Johnfons* house, for w^{ch} *John Johnfone* was angry with his wief and *John Haule*.

Yt is ordered y^t wheras John Johnfone hath kild 4 hoggs of 3 quarters olde beinge vnearmark^t, Contrary to A lawe formerly made, That he shall make restitutione of 4 other hoggs of the same age to the use of y^e Gou^rno^r.

Richard Craven fworne and Examined sayeth y^t W^m *Cooke* and *Thomas Hetherfoll* Borrowed A Boate of *Richard Tree* to Carry downe their goodes to blunt poynt by whose Careles necklect the faide boate was splite and quite losfe.

John Clarkfone fworne and examined sayeth y^t *Richard Tree* did lend a boate to M^r *Thomas Hitherfoll*, w^{ch} boat M^r *Hetherfoll* did p^rmise to deliuer safe again to *Richard*

Tree

Tree at *James Cyttie* and *Cominge* to *Martins hundred*, *Mr W^m Cooke* & *Mr. Hetherfoll*, *Richard Craven* and this *Exā* beinge in y^e boate they went afhore, And this *Exā* feeinge much fowle wether *Cominge*, he went and requested *Mr. Cooke* and *Mr. Hitherfoll* to Come, and helpe to draw y^e boate to fom Convenient place where she might be owt of danger, but they answered they wold not, by reafone whereof y^e boat was fplit & loft.

Lwke Edan fworne and Examined fayeth that there was fixteen thoufand of fifh offered him by one *Corbin* at *Canada* w^{ch} afterward y^e faid *Corbin* refused to fell him for that it was told him his Tobacco was not good, and as this *Exā* hard, it was *Henry Hewet* that told him foe.

Further this *exā* fayeth y^t there were Certen Ruggs and prunes abourd the fhipp of one . . . bargand for and *Docket* was to receave the Tobacco for them, w^{ch} in regard the Rugs were fent afhore in a fowle and Rayning daye by *Mr Hewett*, *Dockett* would not lett this *Exā* by neither the prunes nor Ruggs

Further this *Exā* fayeth y^t he rec'd but feventy and fix pound waight of *Mr Marfhall's* Tobacco w^{ch} he difburfed and is redy to geve an Accompt for it and foorth faye that there was about thre hundred pownd waight of Tobacco in A Cheaft y^t [was] no better then dounge and nothings woorth.

Mr Doctor Pott affirmeth y^t *M. Dielke* beinge at his howfe told him y^t he was to be his neighbour, fayinge y^t he had agreed wth *Jo: Lightfoote* for his howfe and groundes where vnto *Doctor Pott* replied y^t *Jo: Lightfoot* (to his knowledge) had let the howfe and grounds to goodman *Bancks* and y^t it wold breed Controverfie and the poore man wold be difapoynted, wherto *Mr Dielke* answered y^t *John Lightfoote* told him y^t *Bancks* had geven it over, then *Doctor Pott* was fent his boy for *John Lightfoote* and asked him why he would offer to fell his howfe to *Mr Dielke* in regard he hadd formerly lett it to goodman *Banks* wherto he answered y^t he thought *Bancks* wold not have it becaufe he did not com over vppon new years dye, as he had appoynted.

A note of Depts dew from *George Thorpe* late of *Barkely* deceafed
or *Barkley Hundred*

To *Mr Abraham Perfey* marchant as by one bill of dept
pduced by him in Corte dated the 13th of *July* 1621 and payable
y^e firft of *December* next followinge appereth 030^{li} of To[bacco]

More dew to *Mr Abraham Perfey* marchant as by one bill
of dept bearinge date the 28th of *July* 1621 and payable the firft
of *December* next enfuinge Appereth 205^{li} of Toba[cco]

Thomas Haris of y^e neck of land demandeth by fpecyaltie
pduced in Courte twenty five pownd lawfull money of *England*

Mr Ther demandeth for 2 dewtie boyes " xv^{li} fter at 18 penc
a pownde

To *Mr Marmaduke Reyner* 175^{li} of Tobacco by bill 175^{li}

To *Cap^t Smith* 30 bufhell of Corne

To *Mr. Edward Blany* 417^{li} Tobacco

To *Cap^t. ffrancis West* feaven barrells of Corne

To *Mr. David Sandys* for minifters dewes 35^{li} Tobacco

To *Robert fifher* for 5 weeks woork about *Apochankeno*
his howfe 90^{li} of Tobacco

To *S^r George Yardley* 310^{li} Tobac[co]

To *Mr. Buck* 241^{li} [Tobacco]

" These "Duty boys" were boys sent over by the London Company in 1619 in the ship *Duty* to be servants and apprentices.

27th of December 1624A COURT held the 27th of December 1624

Present

Sr *Francis Wyatt* knighte &c Cap^t *fran[cis]* West Sr *George Yardley* Knight
George Sandys Esq^r Threſr Doct^r *Pott*, Cap^t *Smith*, Cap^t *Hamer*.

1. The Firſt and the fyft demands of Cap^t *Martin* Concerninge Sr *George Yardley*, is referred vntill the Cominge vpp of Enſigne *Savage*

2. *Yt is ordered* y^t Sr *George* ſhall take his oathe to the later p^t of his Anſwere to y^e ſecond demand w^{ch} Sr *George* tooke Accordingly

3. To the thirde demande, the Courte Conceaveth not that M^r *Luke Boyſe* Reçd the Cattle by any order or warr[ant] from Sr *George* and therefore y^t he is not lyable to damages Concerninge the ſame

The ſixt demand is refered to y^e generall Aſſembly beinge An Act of a generall Aſſembly in Sr *George Yardleys* tyme

To the ſeaventh *it is ordered* y^t Cap^t *Martyn* ſhall bring in his prooff of ſuch things as were taken away from Cap^t *Sanders* howſe by Sr *George* or any by his Apoyntment, more than himſelfe Confeſſeth in his Anſwere

To the eight Demande Enſigne *Chaplen* vppon oath doth deny y^t there was any ſuch Agreeñt as that he ſhould receeve any ſuch two Cattle of Cap^t *Sanders* for Satisfaction of Cap^t *Martins* Dept, or that Cap^t *Sanders* made any ſuch trade to him nor is there any proffe brought to y^e Contrary And we Conceave the warrant of Sr *George* and the Counſell to be iuſt and lawfull

To the nyñth Demand it appereth by oath not to Concern Sir *George* but y^t Liv^t *Peppett* is lyable to make ſatisfaction to whom of right y^e ſaid peece ſhall belonge vnto

To ye fowerth Sr *George Yardley* having taken oath y^t he knew not y^t y^e ſaid *Stallenges* men were y^e hired ſervants of Cap^t *John martin* or y^t ever Cap^t *martin* to his vtmoſt remembrance did ever require them of him, and Cap^t *Martin* confeſſing y^t he doth not p^{re}ciſly remember whether ever he demanded them of Sr *George* or not y^e Court Conceaveth y^t Sr *George* is not Lyable to geue him Satisfaction for y^e ſaid p^{re}tended ſervants, Demanded of him.

The nyne and twentieth Day of December 1624 *Symon Tutchine* of the good Shipp Caled *the Dew retourne* did take the oath of Allegiance before y^e Gov^rno^r and Counſell.

Cap^t *Hamer* his opynion is y^t A warrant be granted to Cap^t *martin* to Comand *Luke Boyſe* to Deliu^r y^e Cattle now in his poſſeſſion (being in Controverſie betweene Cap^t *Jo: martin* and Cap^t *Bargrove*) Vnto Cap^t *John martins* poſſeſſion

This alſo is the opynion of Doct^r *Pott* Cap^t *Francis weſte* ys of the ſame opinion The reſt of the Court being y^e maior p^t do not think it fitt to geve A warrant to alter the poſſeſſion (the Controverſie Depending) Between Cap^t *martin* and Cap^t *Bargrove*

Yt is ordered y^t Cap^t *Francis Weſt* take an Inventorie of Cap^t *Croſhows* goods prayſed by two ſufficyent honeſt men and the Inventory ſo taken to be ſent up to *James Cyttie* and publiſhed alſo in other places, to the end y^t who will give moſt may have them Provided y^t yf Cap^t *Weſt* will give aſmuch as any other (he to have then) y^e refusall of them

Margery Mutch ſworne and examⁿ ſayeth y^t ſhe beinge at *George Menefries* howſe ſaid to ſome that were there y^t ſhe thought M^r *Hamer* had bottles to ſell

It is ordered y^t M^r *chew* ſhall pay three hundred waight of Tobacco to m^r *Lamoyne*, and giue the rent of his ſtore, and Deliver him ſix hogſheads of Caſke

Whereas it Appeereth by *Symon Tutchin* his owne Confeſſione, And by one wright-inge, that he was baniſhed owt of *Ireland*, The ſaid *Symo Tuchin* aleageth y^t the ſaid baniſhment was repealed by Sr *Oliver S^t Johns* then Lo: Deputie of *Ireland*, w^{ch} repeale he not p^{re}ducing in Courte, becauſe he . . .

The

¹² A whole page, or more, is missing here.

The Coroners Enquest Impaneled vppon the death of *George Pope*
An Infant Child December y^e xxxjth 1624

William Horwood, gent
Richarde Stephens, marchant
John Chew, marchant
Rober Chumbly gent
Peter Stafferton gent
Nathaniell Jeffereys
James Hickmoate
Peregrine wetkins

Richard Tree
Thomas Passmoure
Daniel Lucye
Christopher Stokes
Wallgrave Marks
Nicholas ffynloe
William Mutch
Robert Poole

John Southerne fworne and Examined sayeth y^t one *Thursday* the xxxth day of this infant moneth of *December* Cominge to *John Osbourne* his howse, goodwife *osbourne* was Calinge her pultrye, at w^{ch} tyme A younge boy named *william Stokes* y^e sone of *Christopher Stokes* cam to *Jo: Osbournes* Doore havinge A little barrell in his hande, To whom goodwife faide (*Will, wher is George*) the said boy answered *his [he] is fallen into the well*, whervpon goodwife *Osbourne* did run to the well and brought *George Pope* in her Armes de[ad]

Margrett Osbourne fworne and examined sayeth y^t y^e xxxth of *December* aboute the howers of three or fower of y^e Clock in y^e after nounge [he] asked this Exa^{nt} whether ther wer any water in the howse, saying he was very drye, to whom she faide *noe*, wher vpon he said he wold [get] some, then this Exa^{nt} willed him to take A dish wth him, to w^{ch} he answered *noe* he would full the rundlett, beinge A small Rundlett of A gallon or ther abouts, and soe hee tooke y^e rundlett and went to the well, after w^{ch} wthin lesse then A quarter of an hower, *Will Stokes* came towards the howse wth the same rundlett, to whom this Exant asked *where is George*, y^e said *will* replide *he is in the well*, wherevpon she ran to the well and found *George pope*, his body all vnder water except his left arme by w^{ch} she drew him out and Caried him into the howse Dead, And further sayeth y^t y^e father of the said *George*, named also *George pope*, brought him over wth him in the *London marchant*, beinge about [two?] yeeres and a half past y^e child being then as his par[ents] said aboute two yeeres olde, and his father and mother both livinge in y^e Corporation of *James Cyttie* wth other children

And further sayeth y^t she hath often sent the said *George Pope* to the well to bringe water in the said rundlett, but never before without a Dishe to full y^e rundlett wth

Christopher Stokes fworne and Examined sayeth that when his sonne *will Stokes* his sonne beinge about five yeers old cam home, he asked him how *George pope* Cam into the well, the said *w^m Stokes* his sone said he kneled Downe on his knees to dip vp water and the water beinge muddy y^e said *George* went to power it owt and to take vpp Cleerer and soe fell in, and then *will Stokes* went & tooke vpp the Rundlett one the other side the well, and brought it to goodwife *osbourne*

The charge Geven to y^e Jury

You shall trewly vppon your oathes delue^r unto this Courte wⁱ you shall finde vppon the Dilligent vew of the body of the said George pope Deceased as also vppon the Examination of witneffes and all other circumstances w^{ch} may geve light to the truth wether y^e said George pope Cam to his end by y^e felonious A^cte of Any p^{er}son or p^{er}sons, or by the Visitation of God, or misadventure

thirde of *January* 1624

A

COURT held the thirde of *January* 1624

present

S^r *francis Wyatt Knight* &c S^r *George Yardley Knight* Doctor Pott Capt^t *Smith*
Cap^t *Hamer*

Thomas ffarley fworne and examined sayeth that he was in place when Liv^t *Georg*
Harisone

Harifone and *Rowland loftis* did Recken, at w^{ch} tyme this Exam^t sayeth that *Rowland loftis* was indepted to Liv^t *Harifone*, but how much he knoweth not, but as he thinketh, *loftis* was indepted to Liv^t *Harifone* twenty pownd waight of Tobacco or therabout, And further sayeth that mencyone was made then of A dept dewe to *Christopher best*, but w^{ch} of them was to pay it he canot say, & sayeth that ther was An Acquittance written betwixt them by *Nicholas Greenhill* and entered into A booke

Mr. *Threasurer* brought over into this Country at his Coft and Charge in the good shipp called the *George*, *Thomas Daunsey* y^e father and *John Daunsey* his sonne, *John Mott* the father and *John Mott* the sonne, and *John Hoskins*, And the lande dew for them Mr. *Threasurer* Doth make over to Mr. *John Baynam*

Richarde Kingsmell gent and *Thomas Allnut* fworne and Examined sayeth y^t the will p^{ro}duced in Courte by Jo: *Radishe* was the trew will and Testament of *Peter Mar[t?]en*, and that Mr. *Kingsmell* did wrighte the will himfelfe.

Nicholas Grenhill fworne and examined sayeth that he writt the said Acquittance betwixt Liv^t *Harrifone* & *Lowlande lofti[s]* and that it was for all Reckninge betwixt them

Yt is ordered y^t *Beniamine fymes* shall pay all the depts & be[quests] given by will by y^e deceased *Nathaniell Hawkswoorth* and to pay to Mr. *ffrancis bolton* one of y^e legaffes two hundr[ed] pownd waight Tobacco.

Mr. *Abram Perfy* Cape M^{ch}ant afirmith y^t he paid to S^r *Georg Yardley* and Mr. *John Powntis* for the freedomes of *Nicholes Bayley* and *Jonas Ryaly* five hundred pownd waight of tobacco and twelve barrells of sheald Corne, and y^t by his booke there is dew to him seventy pownd waight of Tobacco and by bill bearinge date the 6th of february 1621 one hundred pownd waight of Tobacco

It is ordered y^t *Nicholes Baylie* and *Jonas Riley* shall pay to Mr. *Abram Perfy* either 396 pownd of tobacco and twelve barrells of sheald Corne, or ther wyfe to sawe him tenn thowfand foote of boorde

Yt is ordered y^t W^m *Newman* and *John Army* for their Contempt in disobeying Cap^t *Bafs* his Commiffiō granted him by the Gou^rnor shall pay each of them 10 pownd ster in the best marchantable Tobacco and y^t *Army* for his absenc in not Cominge to Churge [church] shall pay his fyne accordinge to the act of y^e generall Affsembly.

Yt is agreeede in Courte between Mr. *John Vtie* and *Bryan Caught*, That y^e said *Bryan* shall build Mr. *Vtie* one shallop of eightene foote and a halfe by the keele in lenth and six foote and a halfe for the breadth, wth mast oars yarde and Rudder, and *Bryan* to finde eleven hundred of nayles and six score Ruff and Clench, And Mr. *Vtie* to pay *Bryan* for the building of y^t shallop six score pownd waight of marchantable Tobacco and to alow him the helpe of a boye whilst he is about the building of that shallop and to find him dyett And Also Mr. *Vty* is to pay *Bryan* fixscore pownd waight of Tobacco for A boate formerly builte, mentioned in the Peticione

Ensigne *John Vtie* fworne and Exā sayeth That Mr. *John Lamoyne* vsed these speeches to him, That Mr. *Edward Tutchin* and *Symon Tutchinge* his Brother had some two or three thoufand waight of Tobacco to recev[e] heere between them, And that *Symon Tutchin* had gotten his brothers booke, but y^t I will looke to that

Whereas Mr. Doct^r *Pott* and Cap^t *Hamer* were sent . . . to search for certen of Mr. *Tutchins* papers, Among [them] *Hamer* happened vppon one wrightinge w^{ch} Concerned *Walter Davis* and *Edward Tutchine*, w^{ch} Cap^t *Hamer* beinge Gardian to *John Davis* brother to y^e said *Walter Davis* deceased, tooke owt of the truncke, and p^{re}sented[ed] heere in Coorte, therby to Challenge what should be dewe from the said *Edward Tutchine*, And whilst y^e matter was in Debatinge, Mr. *Lamoyne* much forgettinge himself, spake these words, Concerninge y^e taking away of the said wrightinge that yf him self should haue done as much, Phaps he should have kylte the whippinge post, wherevppon the Court hath Cenfured y^e said *Lamoyne* to aske Cap^t *Hamer* in open Court forgivenefs and to pay twenty pownd str. fyne to y^e Courte

John Swarbrooke fworne and Examined sayeth y^t the Cowe in controversie between
Mr. *Blany*

Mr *Blany* and Mr *Sharpe*, was never vnder his Charge when he kept Cap^t *W^m Powells* Cattle, w^{ch} was from about A moneth after y^e massacre vntill y^e Court next followinge

Christopher Sanford sworne and examⁿ sayeth, that y^e Cow in Controverfie as aforefaid was brought hither to this Iland after y^e massacre w^{ch} S^r *George Yardleys* Cattle, and was vnder this Exats Charge about nyne moneths and y^t when he delivered vpp S^r *George Yardleys* Cattle he left that Cow amongft them.

Yt is ordered y^t Mr *Blany* shall deliū to Mr *Sharpe* the Cow and A Calf when prooffe is made w^{ch} is y^e Calfe

Yt is ordered y^t *Peter Stafferton* shall paye Cap^t *Peerce* one hundred and fiftie pownd waight of marchantable Tobacco, because he failed him of seaventeen barrells of Corne fold to him y^e said Cap^t *Peerce* for nyntee pownd of Tobacco y^e barrell, as Doct^r *Pott* Teftifieth in Court

Yt is ordered y^t Cap^t *Nathaniell Baffe* shall have the Vfe of the lande late belonginge to *George Grymes* at the neck of lande, vntill the said Cap^t *Baffe* be fatisfied the some of ffyftie pound waight of tobac[co] w^{ch} the said *George Grymes* Doth owe him as by two bills of Dept p^{ro}duced in Coorte Appeereth

Yt is ordered y^t Mr *Horwood* shalbe heere at Courte the seavententh of this instant January To bringe in his Anfwere to Cap^t *Hamers* demands

John Southerne sworne and Examⁿ sayeth, th' m^r *Nicholas Hide* borrowed of *John Elyfone* thirtie shillings for one yeere for w^{ch} this Examt Itandeth bonde and fuertie for Mr *Hide*, for payment therof

Yt is ordered y^t m^r *Jonas Stogden* shall take the oath of *William Cooke* whether he were acquainted wth the sale of three servants of *W^m Gauntlets* to Cap^t *Tucker*, or vppon w^t Conditions they were made over to Cap^t *Tucker*.

Yt is ordered that *Joseph Johnson* shall paye *Christopher Best* twenty pounds waight of Tobacco for the Dept of *Rowland loftis* or otherwyfe y^t he appeare heere at the Counsell Table one Mondye next to shew Cause to the Contrarye

Whereas Cap^t *Bafs* bought A Sow of *Abraham Porter* for forty five pownd waight

Mr *Humphrey Rastell* sworne and examⁿ sayeth that Cap^t *Bafs* did p^{ro}mise payment of princypall good Tobacco as y^e said *Abraham* required

Yt is ordered that *Robert Chambley* for his Contempt in not servinge in A Jury beinge lawfully warned by the Provost Marshall shall pay twenty pownd waight of good marchantable Tobacco

Symon Tutchine sworne and Examⁿ sayeth y^t w^m *G[yles ?]* p^{ro}missed to giue this Examⁿ full Satisfaction before his Dep^ture owt of *Virginia* for the sume of ten pou[nd] sixteen shilings redy money, for w^{ch} the said *W^m G[yles ?]* gave vnto *Edmund Tutchin* A bill of exchange to y^e *Virginia* Company in *England*, w^{ch} Company wold not pay the said bill, but y^e bill was p^{ro}tested. This examⁿ further sayeth y^t Mr *Peter Eps* p^{ro}missed him Payment for seaven pound of Tobacco Dew to *Edm^d Tutchin* and *Michell Willocks* p^{ro}missed payment of fix pound of T[obacco] dew to *Edmund Tutchin*

This Examⁿ hath Recd Depts Dew to *Edm^d Tutchine* of the p^{ro}vost marshall twentie fix pound of Tobacco of w^m *Cooke* three pound And of *Robert lester* fifteen pound, All w^{ch} Amounted to forty fower pounce of Tobacco.

These Depts Receaved and to be receaved, are to be Delivered and left to be receaved by Cap^t *Hamer* In p^{ro}te Satisfactiō of Certen Covenants to be p^{ro}formed by *Edward Tutchine* to *Walter Davis* Deceased for the vfe of *John Davis*

Yt is ordered y^t S^r *George Yardley* shall pay M^{rs} *Alice Davisone* tenn pownd of Tobacco for y^e Dept of Cap^t *Thorpe*

Bryan Caught sworne and axamd sayeth that Mr *John Gill* and *James Calver* told this Examⁿ that they gave *Toby* . . . A bill to receave one hundred pownd waight of Tobacco of Cap^t *Hamer*

George ffayer sworne and examⁿ by Cap^t *Smith* sayeth that *W^m Heninge*, vppon his Death bedd did giue and bequeath one hundred waight of Tobacco and three barrells of sheald Corne to *Stephen Webb* w^{ch} Tobacco and Corne was Dew from *Thomas ffarley* by A bond remayning in the Governo^rs haunds

Addam

Addam Dixfone fworne and Examined by Cap^t *Smith* sayeth and affirmeth as much *Edwarde Pithchande* fworne and Examd sayeth that *John Cooke* Cam aboard the he littell hopdeell at w^{ch} tyme *Peter Langman* was there, and whereas *Peter Langmā* was ndebted to *John Cooke* y^e said *Cooke* told *Peter Langman* y^t he would not Suffer him to go vpp before he had paid him or putt him in securitie, whervpon *Henry Watkins* becam bound wth *Peter langmā* for the Dept beinge one hundred fortie and fower pound waight of Tobacco wth condicon y^t yf *Peter Langman* Did not pay the Dept within Certen days (w^{ch} this Exā doth not well remember) that then *Peter langman* shold fearve *Henry Watkins* the next yeare

John Southerne fworne and Exam faith y^t there was an absolute Bargaine between *Jo: lyghtfoote* and W^m *Byancks* According to a pap^r of indentures of lease bearing date the eightene dye of *December* 1624 w^{ch} Indentures were by the said Exā produced in Courte, and that there was noe daye appoynted betwene the said p^{ar}ties for the sealinge of the said Indenture, but wth as much convenient speed as might be this Exam would wright them

Cap^t W^m *Tucker* fworne and exam sayeth y^t when S^r *George Yardley* Came in to be Gou^rnor y^t he told the Ancyent Planters at *Kickotan* y^t the land they dwelt vpon was Chosen to be the Compenys lande, and that the Compeny wold fend to Plant it but how soone he knew not but bid them look fort, And that they should have valuable Considerations for their Charges in buildinge

Randall Smallwood fworne and Examd sayeth that M^r W^m *Julian* said he had deliuered his peticione to the Gou^rnor in the morninge and that he hadd wayted all daye, but yf he could nott be righted heere he wold be righted in *England* and that he wold waite here no longer

Yt is ordered y^t Sargeant *Williams* shall have threefcore and tenn pownde of Tobacco in full recompenc his Charge of building vpō the Companys land at *Kackatan* beinge his owne demande, and the Compeny desire it should be foe

And whereas W^m *Julyan* demandeth five hundred waight of Tobacco damages for his howse and grounde Clered yt is ordered that vppon *Monday* the 24th of this instant moneth he p^{ro}duce in Court his prooffs for the fame in regard the Court Conceaves it an vnreasonable demand

Nathaniell Caussey gent fworne and Exam sayeth that M^{rs} *Palmer* Cominge to his house said to this Exāt and his wiefe y^t there was a farefull thinge falen to M^{rs} *Jurden* & beinge demanded by this Exāt what it was, shee saide y^t M^{rs} *Jurden* being vppon her bed, she sawe two hands, theone hande vppon her head theother hand vppon her Childs head and harde A voyce w^{ch} Cried. *Judgment, Judgment.* To w^{ch} M^r *Caussey* said it may be it was A dreame, noe sayeth M^{rs} *Palmer* she was as broad Awake as I am now.

Further this Exāt sayeth y^t he never sawe any other vnfittinge or Suspicyous familiaritie between them M^r *fferrer* and M^{rs} *Jurden*, but sayeth y^t hee hath [seen] M^r *fferrer* kiffe her.

Wheras M^r *Grevill Pooly* minifter hath geven foorth speech that M^r *fferrer* and M^{rs} *Jurden* lived Skandelously together, beinge in Court and willed to p^{ro}duce witnefs he p^{ro}duceth none, but M^r *Caussey*, but sayeth y^t he Conceveth it Skandelous for M^r *fferrer* to breake the order in Courte, w^{ch} he hath done by beinge in ordynary dyett in M^{rs} *Jurdens* howse and to frequent her Compeny alone wthowt some body else to be in place accordinge to the order of Courte

Yt is ordered that W^m *Julyan* shall have one hundred pownd waight of Tobacco in full recompense his buildinge vppon y^e Companys lande at *Kackatan* beinge his owne demande and the Compenys desire it should be foe.

The Gou^rnor and Councill Doe Respitt the Determination of the buifnes between M^r *Pooly* and M^{rs} *Jurden* till y^e first arrivall of shippe owt of *England*, Wherein we expect A resolution, and that in the meanetyme things to remane in the fstate that they are, and y^t M^r *fferrer* behavinge himselfe wthowt Skandall in the mean tyme, and y^e Courte do Conceave y^t his beinge in ordynary Dyett there, nor any familiaritie w^{ch} hath been alledged,

alledged, noe iuste Cause of skandall, and y^e in y^e lesse materiall poynts y^e . . or first made might be dispenct wthall.

Walter Mathew sworne and Examined sayeth that beinge in the fstorage Roome in V^m Cowfe his Caben, the M^r Caled the boy into his bed Cabin both beinge lockt in the great Cabin, between which and the boys Cabin there was a partiçon of deale boards into this Cabin, to w^{ch} W^m Cowfe replied that he would not sayinge further that yf he did foe it would be an overthrow to him both in foule and bodye and aleged the scripture to him, but of what it was that the M^r did urge him to he knoweth not, nor hard not the boy cry owt for help after this, this Exa^{nt} went foorth of his Cabin vpon the deck and harde noe more, but when W^m Cowfe cam foorth of the Cabin this Ex^a asked him w^t the matter was between the M^r and him to whom he replied he would keepe that to himself till he cam into England but after told this Exam^t the M^r would have Bugard him or to that effect, but did not confels that the M^r did the fact.

Sargent Holland sworne and Examined sayeth that there planted at fherley hundred for Barkley hundred Company these men as followeth

Seargeant Gabriell Holland	John Tayler	William Gillman
Richarde ffirmely	Charles Partrige	Prisman
William Clement	M ^r . Hamden	Bullman
Richarde Sheriffe	Theophilus Beafstone	Nicholas Pierse
Thomas Moulstone	Thomas Peck	Crofer
Edward Purquite		

For whom Dewties were to be paide by Cap^t Thorpe to M^r Sandys minifter w^{ch} whether they were paid or nott this Exa^{nt} knoweth nott.

A Copie of M^r Grevell Pooly his releafe Concerninge M^{ris} Syfely Jurden

I Grevell Pooly Preacher of the woorde doe for my P^{te} ffreely and absolutely acquitt and discharge M^{rs} Cyclesie Jurden from all former Contrads p^{mi}ses or Conditiones made by her to me in the waye of maryage and doe binde my felfe in five hundred pownde fter never to have any Claime Right or tittle to her that way In witnes wherof I have heerunto sett my hand & seal the thurde dye of January

Subscribed sealed and delrd in the p^{se}nce of
Nathaniell Causey
Richard Biggs
his R. B. marke.

Grevell Pooly Cler

sealed

tenth of January 1624

A COURT held the tenth of January 1624
p^{se}nt

S^r ffancis Wyatt Knight &c Cap^t ffancis West S^r George Yardley M^r Threasurer
Doct^r Pott Cap^t Hamer

Yt is ordered that Sufann Bush wyddow fhall have y^e Gardianship and Admⁿstration of Sarah Spence orphant her lands & goods puttinge in Cap^t Raph Hamer and Cap^t W^m Tucker to stand bond for the trew Admⁿstration thereof And to be trewly Accomptable for the orphants estate wth the yffues and p^{fi}ts that fhall arise thereof from tyme to tyme

Cap^t West doth heere in Court vndertake to pay the Depts of Cap^t Crofhaw, he Disposinge of his goods to the best advantage, and that vpon the seventh of february he fhall bringe into y^e Court the accompting and y^t in the meane tyme notice be geven that y^e Creditors of Cap^t Crofhaw bringe in ther Dept between this and that Tyme, and such as are questionable bebrought into the Courte

Sargeant William Barry brought over into this Countrey at his owne p^{pp} Cofts and Charges one man Servant named James Coyne in the good shipp Caled the mary Providence, w^{ch} said fervant is since Dead.

A Courte Book

begun the xvijth January 1624

17th of January 1624

A COURTE held the 17th of January 1624
present
S^r ffancis Wyatt knight, [Gou^rno^r &c] S^r George Yardley, Knight, M^r Th[reasurer]
Doctor Pott and Cap^t Smithe

Yt is ordered y^t W^m Bincks fhall enioye the howse & grounde lett vnto him by *John Lightfoote* for and Dureing the tearme of . . . rs graunted to him by the said *John Lightfoote* accordinge to the Bargane made between them, before *John Southerne* w^{ch} vppon oath y^e said *John Southerne* hath witnessed

Yt is ordered y^t Nathaniell Cawffsey fhall take into his hands and safe Custodie all such goods as belonge to the Company and Societie of *Trweloues* [*Truelove's*] Plantatione Accordinge as m^r *White* overfeer for that Company Desired, And that he take a trwe Inventory thereof before Sufficyent men and to be Accomptable for the fame and to present y^e said Inventorie to y^e Gou^rnor and Counsell wthin one moneth next after the date hereof

Yt is further ordered y^t M^r Cawffsey fhall receave into his service those three men apoynted him by M^r *Whites* will *Provided* that he strengthen the Plantatione wth three other men, And yf Ensigne *Chaplen* will affourde grounde and howse roome to *Henry Turner*, *walter Price* and theire servante, y^t then M^r *Cawffsey* provide other three in the Roome of them to strengthen the *Trweloues* Plantation

Yt is ordered y^t Richarde Miltone fhall live at *shirley* hundred and looke vnto the Cattle of *Barkley* hundred for which he shalbee allowed ffiftie pound waight of Tobacco and the milke of the said *Kyne*, *Provided* that he Carefully looke vnto them

Peeter Eecall sworne & Examined sayeth that *John Downman* vsed those oprobrius speeches w^{ch} are mentioned in Cap. *nicholes Marten* his Declaratione

Thomas Rastell sworne and Examined affirmeth vpon his oath that he hath paide all the Debts charged vppon his Accompt

Yt is ordered y^t John Downeman for his oprobrius speeches vsed to Cap *nicholes Martue* fhall paye tenn pound ster' for a fyne and Acknowledg his faulte in the Publique Congregation at *Kickotan* and then to aske Cap' *Martue* forgivenes

It is ordered y^t whereas there remayneth over and aboue those Disbursements Disburshed by M^r *Rastell* one hundred and forty pownd ster' at three shillings 7^p pownd in the handes of M^r *Rastell*, That M^r *Rastell* fhall leave those Depts that are Dew to him here in *Virginia* Amountinge to two Thowland two hundred pownd waight of Tobacco, to this Courte as securitie *Provided* that M^r *Rastell* at or before the first Daye of februarye w^{ch} shalbe in the yeere of o^r lord god 1625 Do p^rduce and send over from *George Gauntlett* A Discharge, that M^r *Rastell* fhall haue those Depts retorned him againe.

M^r *Rastell* Acknowledgeth y^t he hath receaved three hundred and fyftee pownde waight of Tobacco of Sargeant W^m *Barry* and *John Warde*, vppon Condicone to bringe or send over fower servantes to be bounde for five yeeres apeece at o^r before *Christmas* next or ells to forfeet seaven hundred pownd waight of Tobacco

M^r *Threasurer* doth make Choyse for five hundred Acres of Land at *Chapokes Creeke* opofite against *Sandy poynte* for y^e land dew to his office

24th of

24th of *Januarye* 1624

A COURTE held the 24th of *Januarye* 1624
present

S^r *ffrauncis Wyatt* knight &c S^r: *George Yardley*, M^r *Threasurer*, Doctor *Pott*
Cap^t *Hamer* & Cap^t. *Smith*,

It is ordered y^t M^r *W^m Horwood* fhall paye fower barrells of Corne and the remainder of two hundred pownd waight of Tobacco wthin Twenty Days next after y^e date hereof to Cap^t *Hamer* at his Dwelling howfe at *hog Ilande*

Concerning Cap^t *Peerce* his petitione it is thought refonable y^t he fhuld be fatisfied for the lofs of his fhallop, but for y^t there is noe Publique stock to fatisfie the fame it is refered vnto the generall Affembly

ffrancis Bancks fworne and examined fayeth y^t M^r *Chew* goeing from the forte to the ftore to fhare A hogfhed of Beeff, Called *John Bennett*, w^{ch} then ftood Centenell to go wth him, and *John Benett* fent this Examinat to fend M^r *Pincke* to ftand Centinell in his place, w^{ch} M^r *Pincke* refused to Doe, and this Deponent goeing into y^e field to worke, *ffrancis Woodfone* was then Centenell, after this M^r *Pincke* cam into the Field and went & ftode by y^e men y^t were at woorke and after y^e men had gone throw there Roes they fate Downe to drinke Tobacco and M^r *Pincke* fate downe wth them, and after this Deponent cam in and fate downe wth them, And *ffrancis Woodfone* alfo, but whether *Woodfone* were cald of or whether he cam of, of him felf or not, he knoweth nott, but whether *Henry Pincke* cam to garde, or to ftande Centenell this Deponent knoweth nott

And further this Exam^t fayeth y^t when the Alarm was geven *Henry Pincke* and this Exam^t and others cam to the olde forte whenc M^r *Bate* wth fome other fett them of before Cam [Cap^t] *Bafs* Came, and goeing from there to the other forte they brought of two or three of the flayne men, before Cap^t *Bafs* cam in and then wth Cap^t *Bafs* his help they brought of the reft

M^r *ffrancis Bolton* minifter affirmeth y^t p^{re}fently vpon the Alarm M^r *Bates* Ariued him felf wth as much fpeed as he could and fett owt powder and fhott, and went owt of the forte & went to refcue the men

Since it Appareth y^t there was A Centenell fett upon the men, And that by his necklect in Cominge of, that misfortune happened, and him felfe flayne, There appears to us noe Caufe to Cenfure the ref^t

Cap^t *Hamer* at this Courte doth affigne over to M^r *Richard Kingsmill* one hundred acres of lande due to him for Transportation of two men in y^e yeere of the lord 1617 in the good fhip caled the *Edwyn*, the names of y^e fervants are, *Robert Burte* and *W^m Halila*

M^r *W^m Horwood* defireth y^t y^e bufines betweene him and Cap^t *Hamer* Concerninge *John Davis*, be referred till the arival of fhipping owt of *England* at w^{ch} tyme M^r *Horwood* is to make Satisfaction or ells the bufinefs to be determined by the Courte

Edwarde Grundon gent fworne and Examined fayeth, that S^r *Samuell Argall* gave Liv^t *Batters* Certen land in *James Jland*, And that Liv^t *Batters* did fell y^e fame land to *David Ellis*, for betwixt thirty or fortie pownd fter

Addam Dixon fworne and examined, affirmeth y^e fame

Yt is ordered upon thefe depositions y^t *David Ellis* fhall haue A pattent of the fame lande, therby to enable him to make good his affignment to *John Radifhe* and *John Radifh* his fale to Sir *George*

John Davis fworne and exam^d fayeth ¹¹

Yt is ordered y^t *Rice How* fhall Redeliuer the man fervant to M^r *Pallmer*

Silvester Bullen fworne and Examined fayeth y^t *Robert Marshall* did Accept of Certen Comodities he bought of *Daniell Lucy*, and three bufhells of Corne in full payment for A Sowe he fold M^r *Lucye*

Sargent *Thomas Crampe* fworne & Examined fayeth y^t M^r *Best* did firft drefs Liv^t *Harifons* wounde

¹¹ The sentence breaks off abruptly.

It is ordered y^e George Menefree doe paye one hundred and ffyftie pownd waight of Tobacco to the p^ost marshall owt of the masters wages or otherwise to shew caufe to the Contrary in y^e Courte y^e next mondaye

Yt is ordered y^t the p^ost marshall shall have a pownde of Tobacco of every one that is by him warned to the Courte

It is ordered that Cap^t: Roger Smyth shall have paid him by the Trea^or in full satisfac^on of his salarie agreed vpon for his vndertaking of the Fort att Warefcoick twelve hundred pownds of Tobacco, and twelve barrells of Indian corne, w^c Tobacco and Corne is to be part of that w^c is due to the Councell beinge the moyty of the Companies rentes, and what shall remayne of corne and tobacco to be equally divided among the Councell

Waffell Rayner fworne and examined sayeth that John Bath gent lyeinge Sicke at theire M^r his howse made a will wherein he had given his estate to A yonge woman in England and aboute A moneth after y^t will was made he caled to M^r Stephens boy James to bring him the will and caused the boy to caste it into y^e fier and saw it burnte, after w^{ch} he growinge very weake desired M^r Richard Stephens to take his estate into his hands, and to paye his depts in this Countrey and to returne y^e remainder to his father in London

Joane Rayner wyeffe to waffell Raynar affirmeth y^e same.

Thomas Nunn fworne and Examined sayeth, That John Crowdeck tooke in A passenger at Salfordes Creeke and was to land him at warishcoyke, where they putt in, and landed the said peffenger and the weather growing fowle, and they haveinge but A smale grapple Ancher, durst nott putt owt to Sea, but hopinge that y^e weather would breake vpp, they ftaid at warishcoyke two dayes and two nights, dwringe all w^{ch} tyme it did rayne very much, and sayeth yt they vsed all y^e best meanes they could to save the Tobacco, by Coveringe it wth y^e Sailes wth matts and Ruggs. And that the Tobacco tooke no hurte through any Default or negligence of theirs, And further this Examinat faith that w^t Bargaine or Agreement was made betweene Cap^t Willcox and John Crowdeck he knoweth nott

Edwarde marshall fworne and examined affirmeth all that to be trew w^{ch} Thomas nunn hath formerly said.

Thomas Sulley hath Bargained and fold his six Acres of Lande in James Cytie Islande to S^r George Yardley knight together wth the Patent thereof for ever, for w^{ch} S^r: George is to pay him one hundred pownd waight of the best marchantable Tobacco in good meale, yf any come in or ells yf meale come nott in in other good Comodities and to pay M^r Cleybourne for makinge the Patent

Perfvall wood and Ann his wyffe hath fold one Tenement and twelve Acres of grounde lyinge at Black poynte late nathaniell Hutts, to s^r George Yardley knight for two hundred and ffyftie pownd waight of the best marchantable Tobacco, whereof there is paide in hand one hundred fixtie and two pownde

the last daye of *January* 1624

A COURTE held the last daye of *January* 1624 beinge

present

S^r ffancis Wyatt knight Gou^rnor &c S^r George Yardley, M^r Threar, Doctor Pott and Cap^t Smith

William Englishe fworne & examined sayeth y^t Cap^t willcox and John Crowdick had speaches at Cap^t willcoxs house for Caryinge of Certen Tobacco to James Cyttie at w^{ch} tyme John Crowdick did vndertake for to deliver his Tobacco in safetie at James Cyttie, y^e danger of the Sea excepted

Richarde Arthur fworne and Examined affirmeth as much as William Englishe hath faide

faide And further this Examine faith that *Thomas Nunn* Confesed at *Robert pooles* howse that the Tobacco was spoyle through neckligence And the like m^r *Englishe* by the oathe he hath taken affirmeth he hard *Thomas nun* deliver at *Robert pooles* howse And further this deponent sayeth y^t *Crowdick* was ahead of Cap^t *willcocks* boate aboute *blunt poynt* and that the winde was fayer to bring them to *James Cyttie*

Yt is ordered y^t *John Crowdicke* shall paye Cap^t *willcocks* one hundred and fortie pownds waight of Tobacco, and y^e said *Crowdick* shall loofe his fraighte w^{ch} was fixtie pownde waight of Tobacco

Doct^r *Pott* doth affirme y^t Cominge to Cap^t *Harvey* his howse together wth him, the said Cap^t *Harvie* (*william mutch* not beinge at home) sent for him to speake wth him, and when he came, Cap^t *Harvey* desired *mutch* to deliver him the Covenants formerly drawne, To w^{ch} he replied, *first lett me see my Corne*, Cap^t *Harvey* told him he scorned to kepe back his Corne, *mutch* replied againe he would have his corne before he should see them, Then Cap^t *Harvie* told him he was an idle knave, and y^t he could find in his hart to Cudgell his Coate, To w^{ch} *mutch* answered scornefully, *alas S^r it is not in you*, whereupon Cap^t *Harvie* strooke over y^e pate wth his Trunchione, And he faith further y^t *mutch* did give other p^rovokinge speeches,

Yt is the opinione of the Courte that *Christopher Barker* goinge from m^r *Allnutt* Contrarie to his Covenant wthowt shewinge any cause in Court why, is not to haue any recompenc for the tyme he was wth m^r *Allnutt*

John How gent sworne and examined faith, that *Thomas Parke* before his goinge from *Accomack* beinge moved about the making of his will, hee made answere hee would make noe will, for that he had given all hee had to his mate *William Bybby* (some p^{te} of Tobacco beinge sent to his mother in *Englande*)

John wilkins affirmeth the same

Yt is ordered y^t w^m *Bybby* shall keepe the Corne now in his handes, and y^t *Phetplace Clofe* shall fend the Tobacco to *Parks* mother in *England*

Yt is ordered y^t the p^rovost marshall shall haue for every areft for his fee one pownde of Tobacco and one bushell of Corne

Thomas Bunn and *John Rowe* sworne and examined faith, that there was thre acres and a halfe of Corne . . . w^{ch} they did estimat to have received damage, five barreles of Corne and one barell of Pease and beanes but whether it was spoyle by fwyne or no they know nott

M^r *Blayny* hath agreed to paye *George ffryer* & *Addam Dixson* forty pownd of Tobacco towards there los in the Corne

the eight daye of february 1624

A COURTE held the eight daye of february 1624

p^resent

S^r *ffrancis Wyatt* Knight Gou^rnor &c S^r *George Yardeley* Knight M^r *George Sandys* Threaf

William Geny sworne and Examined sayeth y^t Cap^t *martin* told this Examinat that it was A plott of y^e *Compey* (meaninge the *Virginia* Compenny) wth m^r *Rastell* that he should bringe him by the waye of *Canada* to make him away, And hath harde him saye it at severall tymes

Gilbert Peppett sworne and Examined sayeth y^t he asked Cap^t *graves* why the Tobacco was soe badd, to w^{ch} he replied it was the best y^t he could gett, And that some of them said it was good enough to paye dewties, And y^t m^r *How* asked Cap^t *graves* how y^e Tobacco Cam to be so badd, he beinge soe Curious in the takinge of hitt, Then Cap^t *graves* brought in A bundle of good Tobacco about 30 or 40 waight, and said he paid that

in

in him self for m^r *How* and *John Willkins*, & This Examinat sayeth that he tooke exception against the rest of the Tobacco when he received it and said it would be burnt when it Cam to *James Cyttie*

John How gent sworne and examⁿ sayeth, affirmeth that he hard Liv^t *Peppett* take exceptions against the Tobacco before it cam aboard and y^t he said it would be burnt when it cam vpp to *James Cyttie*.

M^r *Edward Blany* Marchant sworne and Exam^d sayeth y^t the Accompt w^{ch} he p^duced in Courte ys a trew accompt, the most of the p^ticulars beinge deliud by him self, and the rest by his Servants Accordinge to his Booke owt of w^{ch} it was taken

Yt is ordered y^t W^m *Cowfe* shall come vpp from *Hogg Islande* and heer [here] in Coorte to make Choyse of his m^r wth whom he is willinge to dwell wth, eyther wth Cap^t *weste* or wth Cap^t *Hamer*, wth whom he hath alredy agreed

Yt is ordered, y^t for fuch ffees and other dewes and Charges or otherwyfe dew to the marshall for Ric^d *Cornish* shalbe defrayed, the one half by Cap^t *Hamer* or whom W^m *Cowfe* shall agree to serve and the other half by *Georg menefre* owt of Certen goodes of m^r *Cornishes* now in *George Menefre* his handes, w^{ch} doth amount . . .

Yt is ordered, y^t Cap^t w^m *Tucker* shall p^sently pay vnto Cap^t *ffrancis west* for A dept dew to Cap^t *Croshaw* deceased The fume o^r quantetie of forty six busHELLS of Corne, and three Calves Calved since february in Anno 1623, or to deliver him three *Kyne* owt of m^r *Gookins* stock of *Kyne*, such as Cap^t *west* or his assignes shall make Choyse of

Tho: *Leyster* sworne and exam^d sayeth that Cap^t *Croshaw* did owe to Cap^t *Tucker* fower hundred and twentie pownd waight of Tobacco, & Cap^t *Tucker* demandinge the said Tobacco of Cap^t *Croshaw*, y^e said Cap^t *Cros[how]* desired Cap^t *Tucker* to forbear him Awhile longer To w^{ch} Cap^t *Tucker* answered y^t yf he wold make p^sent payment of one hundred and twentie pownd waight of y^e Tobacco, he would forbear the other three hundred till the next Cropp, whervppon Cap^t *Croshaw* did send the said one hundred and twenty pownd of tobacco by this Examinat to Cap^t *Tucker*

Yt is ordered y^t m^r *menefre* shall paye to m^r *Chew* for the dept due to m^r *Bennett* from Liv^t *Harison* two hundred three score and fower pownd of Tobacco, deductinge foe much therof as was dew to the said Liv^t *Harison* for his share of y^t Cropp w^{ch} Liv^t *Harisone* did oversee for m^r *Bennett*, in lookinge to his servants w^{ch} doth Amount to . . .

Yt is ordered y^t w^m *Geny* shall paye p^sently ten barrells of Corne dew by his bill, bearinge date the 13th of Aprill 1623, and also feach m^r *Chew* one shallopps ladinge of corne from the *eastern shore* by the first daye of *Aperell* now next Cominge

The nynth dye of February 1624 Roger Webster sworne by S^r George Yardley Knight sayeth y^t Cap^t *Croshaw* hired *Hugh Brett* the last yeere, & was for one yeere to give him two hundred pownd waight of Tobacco, And the next yeere followinge Cap^t *Crowshaw* was to Cary him for *England* at his Cofte and Charge

Deptes Demanded from Cap^t *Thorpe* Deceased in Tobacco as hereafter followeth (*Vidl^t*)

	li.		li.
To m ^r <i>Abraham Peirfye</i>	235	he is to rebate.....	28
To <i>Thomas Harris</i>	333	he is to Rebate.....	40
To m ^r <i>Thre^r</i>	133	he is to rebate.....	16
To <i>marmadwke Reynar</i>	175	he is to rebate.....	21
To <i>Robert Polande</i>	090	he is to rebate.....	11
To m ^r <i>Buck</i>	240	he is to rebate.....	29
To S ^r <i>George Yardley</i>	310	he is to rebate.....	37
To m ^r <i>Sandys</i> y ^e minifter.....	055	he is to Rebate.....	07

7th of March 1624

A COURTE held the 7th of March 1624, beinge
 present
 Sr Francis Wyatt knight Governor &c. Sr George Yardley knight, Doct^r Pott and
 Cap^t Roger Smith

Yt is ordered in Courte y^t Charles Harmer shall give such Sufficyent securitie to
 Mr Thomas Bunn as he shall accept of for to pay Mr Bunn one hundred pound waight
 of the best m^{ch}antable Tobacco in leafe and three barrells of Coarne at or before the
 tenth daye of Aperill now next enfueinge

Yt is also ordered y^t the saide Charles Harmer shall make present payment of two
 barrells of Corne to William Davis except it shall appeere by the testimony of Cap^t
 William Epps y^t William Davis was contented to Accept of the said two barrells of
 Corne to be paid the next Cropp.

Yt apereth by the testimony of Cap^t Epps y^t W^m Davis ys to stay for y^e 2 barrells
 of corne till y^e next Cropp

Yt is ordered y^t Ensigne Thomas Savage shall interprett for the good of y^e Plantacon
 of Acomack Accordinge to such directions as he shall receave from Cap^t William Epps,
 or ells to enter into bonde of two hundred pounce sterlinge wth sufficient Suertiis, unto
 Cap^t W^m Epps not to have any Conference at all or familiaritie wth the Indians of those
 partes

Yt is ordered y^t the heiefer w^{ch} my Lady dale by her letter did give to Cap^t Thorpe,
 shalbe Configned over to the La: Dales overseer, in Satisfactione of six barrells of corne,
 dew from the said Cap^t Thorpe to my La: Dale beinge lent by Mr Colfer her overseer,
 w^{ch} Charle Harmer her overseer now Accepteth of in Courte.

Yt is ordered y^t yf any one shall presume to trade wth the Indysans for Corne abowt
 the Eferne Shore wth owt specyall Lysenc from the Gov^rnor and Counsell, that Cap^t Epps
 shall by y^e next fittinge oportunitie send upp the offender to James Cyttie to receave
 Censure, zefinge first vpon such Corne by measure, as they shall have brought in, and
 y^t yf it shall apere there shalbe any extreeme need of Corne in that plantacon, the Courte
 resolves to proceed by ymployinge Cap^t Epps, as they have done wth Cap^t Hamer

A Copie of the La: Dale her Letter to Cap^t Thorpe

Cofine Thorpe

I have receaved your Lr^e, and doe give you thankses for puttinge me in minde of my
 promise, to the perfaunce of which, I doe very willinglie Subscribe, and woulde have written
 to my overseer Henry Watkines to deliver you a younge Heickfor, but that I understande
 you have her already and I intreate you woulde be pleased to shew this my Lr^e to Henry
 Watkines for his discharge, Least hee shoulde follow my generall directiones, and soe crosse
 me in this that I would by noe meanes faile to performe, this Comendinge my love unto you,
 And you to the mercy and good protectione of the Lorde I shall allways rest

Your affured Lovinge Cofine

Elizabeth Dale

From Thistlewoorth this vijth of September

To my much esteemed Cofen

Mr George Thorpe

in Virginia this be ddr [delivered]

Articles Covenanted Concluded and agreed uppon the xxiii daye of february 1623
 Between Cap^t Rawley Croshaw of Virginia of the one parte, And Liu^t John
 Shipwarde of Newports News in Virginia of the other parte.

In primis the said Liu^t John Shipwarde beinge princypall Agent and overseer for
 Mr Daniell Gookine of his Plantacon heere in Virginia, that whereas the said Daniell
 Gookine

Gookine is and doth stand indebted unto the faide Cap^t Rawley Crofhow in the some or quantetie of 46 boufhells and A halfe of good Indyan Corne sheald

The faid John Shipwarde by these P^{nts} doth Covenant Conclude Promise grante and agree before his Departure into Englande, to deliver into the hands Custodie and possesse of the faid Rawley Crofhow his Executors or assignes in pawne and morgage of the faide 46 boufhells and a halfe of Corne, three good milche kyne owt of the stock of kyne belonging to the faide M^r Daniell Gookine at his Plantatione at Newports Newes, such as the faide Cap^t Crofhow or his assignes shall Chuse and accept of

Provided always and foe it is Covenanted Concluded and fully agreeed by and between the faide P^{ties} y^t yf the faide Daniell Gookine his executors or assignes shall and doe well and trewly content satisfie and paye or cause to be paide to the faide Cap^t Rawley Crofhow his executors or assignes the faid some or quantitie of 46 boufhells & a halfe of corne good cleane and sheald in or uppon the second daye of february wth shalbe in the yeere of our Lord God 1624 at or in the now dwelling house of the faide Cap^t Rawley Crofhow in Virginia wthout fraude Coven or Colufione, then the faide Cap^t Rawley Crofhow his Executors and assignes shall redeliver back y^e faid three kyne or three other as good in their place, Otherwyse the faid three kyne to be full bought and folde, and the faide Cap^t Rawley Crofhow his Executors and assignes freely to possesse & enioy them as his and their p^{er} goodes forever In witnes wherof the faide P^{ties} to these P^{ts}ents Interchangeably have putte their handes and seales the daye and yeere firste above written

Sealed Signed and delivered in the P^{se}nce of Jo: Powntis

John Southerne

John Shipwarde

Hugh Willaftone Gent.

Wheras M^r Hugh Willaftone gent hath paide in redye money to S^r Thomas Smith knight Threrer for Virginia the some of Twelve poun des tenn shillings for his adventure in the voadge of Virginia It is agreeed that for the same the faide Hugh Willaftone his heysr Executors Administrators and assignes shall have ratabely accordinge to his adventure the full P^{te} of all such landes tenements & hereditaments as shall from tyme to tyme be there recovered Planted and inhabited And of all such mynes and myneralls of gold silver and other mettalls or treasure pearles pretious stones or any kinde of wares or m^{ch}andizes Comodities or P^{ts}its w^hsoever which shalbe obtained or gotten in the faide voadge Accordinge to the porcyone of money by him ymployed to that use In as ample maner as any other adventurer shall receave for the like some.

Written this 29th of June 1608

Richarde Atkinson

14th of March, 1624

A COURTE held the 14th of March, 1624 being

P^{se}nt

S^r ffancis Wyat Knight Governor &c, Cap^t ffancis West, S^r George Yardley Knight, Doctor Pott Cap^t. Roger Smith

Yt is ordered y^t all such passengers as are now come into this Country in the good shipp called the Ann of London, and doe intend to seate and plant them selves at Kickotan, may there lande themselves and their goodes, And that such marchants as are now Come in the faid shipp shall not make sale not above a fowerth P^{te} of their Comodities before they have made the Governor and Counsell Acquainted therewith. To the end that they and other y^e planters in the Countrey may have a p^{ro}portion thereof for their necessary use. And we desire Cap^t. ffancis West and Cap^t William Tucker Carefully to se this our order P^{ro}formed, and for to p^{re}vent any unorderly goinge about the faid shipp

Whereas

Whereas we are informed y^t y^e plantation at *Acomack*, by receaving many planters into them are like to be in great want of Corne y^t is ordered y^t Cap^t *Epps* shall take a viewe of every mans store of Corne & According as their necessitie shall require, To have leave to trade with y^e Indians of y^t shore for such quantity of Corne as shall supplie their wants, *Provided* that he himselfe goe wth such a strength as shalbe Sufficyent, And to dispose of such truck in stuff as shalbe brought in by the planters to him & on w^{ch} they shall receive one thirde of y^e corne bought wth their trucking stufte, to y^e end y^t every mans want may be supplied, And y^t the inhanfing of pryfes and disorderly Trading may be prevented.

Yt is further ordered y^t vtill there be some order taken for a Comyffione for determining of pettie differences at *Accomack* that Cap^t *Epps* shall in the meane tyme have full power & Authority to Administer an oath to any p^{er}son or p^{er}sones there inhabitinge for y^e better decidinge of any smale cause (that may there arise) by way of Compromise, and for savinge the Charge and trouble of Sendinge up of witneses hither, for the endinge of any suite or suites, y^t are to be tried at this Courte, dependinge between any the Inhabitants of *Accomack*.

Robert Paramore fworne and Examined sayeth that y^t M^r *Horwood* Cominge to *George ffryer* for to buye certen boords, *Georg ffryer* told M^r *Horwood* he could not sell them under six pound of tobacco a boorde, and y^t he would have some thinge els over and above, but [what] that was this deponent cannott tell, and soe M^r *Horwood* went away not Concludinge of any pryfe.

M^r W^m *Horwood* fworne and examined sayeth, that he went to *Pasbyhayes* to *George ffryer* to bye some boordes, at w^{ch} tyme he bought of *George ffryer* six boordes of eightene foote longe and eighteen Inches deepe at the price of five pound of tobacco p^{er} boorde, of w^{ch} y^e Governor havinge two, M^r *Horwood* demanded two other of *George ffryer*, who replide he had non of y^e same length, but shewed him another stock of twelve foote longe, and 18 inches deepe.

Thomas Marlatt gent fworne and Examined sayeth y^t vppon friday the xith of March 1624 he beinge in Company wth M^r *Thomas Bunn* at Cap^t *Mathews* house, where M^r *John Roe* did then lye sick, he harde M^r *Bunn* use these speches to M^r *Roe* (*vidl^r*) M^r *Roe*, you are very weake and sick, and I would advise you to settle your estate as well for the disposinge of your owne estate as of y^e estate of M^r *Henry Wentworth* w^{ch} is now in your possessione, to w^{ch} M^r *Roe* answered (he beinge then in p^{er}fect memory) my desire is that you will take both my owne estate and M^r *Wentworths* into yo^r handes, and y^t you would send M^r *Wentworths* goodes into Englande unto him, yf M^r *Wentworth* came nott over him self or sent sufficyent order for the receavinge of them heere, And for my owne estate, I freely leave that to your selfe, Then M^r *Bunn* told him sayinge M^r *Roe* yt may be that you have some ffriends in Englande to whom you will bestow some p^{er}te of your goodes and you may doe well to Consider of that, To whom M^r *Roe* saide y^t he wold desire M^r *Bunn* to make Choyse of two hundred pownd waight of his best Tobacco, and send it to M^r *Wentworth* into England, to be sent by M^r *Wentworth* to his mother into *Yorksheere* for A token to her and all that remayned of his estate he gave to M^r *Bunn*, save some smale quantetie of Tobacco w^{ch} he would give in the house to those that tended him, w^{ch} he did hope M^r *Bunn* would not be against, M^r *Bunn* replied (god forbid I should) And there vppon M^r *Roe* deliuered M^r *Bunn* A bonde for 400^{li} pound of Tobacco dew from M^r *Stogden* to M^r *Wentwoorth* And 2 other letters that were sent him from *Kickatan*.

Marche the xxx 1625

Thomas Crispe of the Countie of *Kent* in *England* gent Areved heere in *Virginia* in the moneth of december 1621 in the good shipp Caled the *Warwicke* who brought over of his owne p^{er}per Adventure and Charge. These Servants followinge (*vidl^r*)

Mrgrett Riche
Thomas Gynner
Richarde Peck

And

And in *January* 1622 ther cam into this Countrey of *Virginia* in the good shipp called the *Abigall* at his owne p̄per Adventure these servants ffollowinge (*vidl'*)

Thomas Meare

John Whittaker

And this the said Mr *Thomas Crispe* hath ernestly requested of the Right Woorpll Sr: *ffrancis Wyatt* Knight Gouernor &c. to have this recorded

¶ me

John: Southerne Clerk

4th of *Aperell* 1625

A COURTE held the 4th of *Aperell* 1625 beinge
p̄sent
Sr: *ffrauncis Wyatt* Knight Gouernor &c Sr: *George Yardley* Knight, Cap^t *Roger Smith*

Yt is ordered y^t Mr *Pallmer* fhall deliuer back *John Kennell* to *Rice Hoe*, accordinge to A letter sent from Mr. *Besse* in the good shipp called the *Ann*.

Yt is ordered y^t a warrant be sent to *ffrancis Chamberlen* gent to Apeere heere at *James Cyttie* one Tewfday the xixth dye of *Aperell*, to answere to such matters as by *Ann Wood* fhall be obiected against him.

John Chew marchant fworne and examined fayeth y^t when the shipp caled the *Adam* came downe from the vpper p̄tes, The Mr of y^e shipp told this Exa^m that y^e Tobacco, w^{ch} was receved of Sr *George Yardley* was nott good and marchantable, wher-vppon this deponent Took *Nicholes Skinner John Bates Nicholes Barran* and *Lawrence Rogers* wth him and went aboorde y^e shipp, where they opened fower or five pipes of that Tobacco, And this Exa^m asked those who went abourd wth him whether that Tobacco would cary well into *England* w^{thout} danger of rottinge, They answered y^t yf the ship had any quick passage home, there was no danger of Rottinge, Then this deponent told them that Sr *George Yardley* said to this Exa^m y^t yf the tobacco were not good and marchantable he should bringe vpp two or three pipes of that Tobacco to *James Cyttie* where it should be vewd by men of experience, and that yf it were not good and marchantable it should be burnt all and Sr *George* would pay him better, And

Mr *Threñ* also remembreth y^t he hard Sr *George* say to this deponent, that yf the Tobacco were not good it should be brought afhore and there it should be burned, and p̄ffered to paye him other.

Yt is ordered y^t Mr *John Chew* fhall bringe in his Accompt Concerninge Mr *Bennetts* estate wthin one moneth next ensuinge to the Gou^rnor and Counsell at *James Cyttie*, yf Mr. *Buckley* come not in before that tyme.

Yt is ordered y^t Mr *Chew* fhall p̄sently lett *Richard Bartlett* have a barrell of ears, and to paye him the rest of the three barrells of Corne when Cap^t *Hamer* doth Come in, and *Richard Bartlett* to goe forward wth the finishinge of Mr *Chews* house.

Yt is ordered y^t *Nathaniell Jeffereys* fhall paye to the heyres of *Robert Whitehed* for his freedom fower hundred pownd waight of the best marchantable Tobacco whereof two hundred to be paid in hande, theother at the Croke and to give securitie for the same.

Thomas Pawlett gent *Symon Tungis*[?] *Rife Hoe* and W^m *Bayley* fworne & examd fayeth, y^t *Andrew Dudley* servant to *Richard Biggs* at *West* and *Sherley hundred*, was slayne by the Indyans, the 18th of *March* 1623 at *Sherley hundred* aforesaid And that these deponents livinge at *Sherly hundred* aforesaid did see when the enymie was fowle vppon, and did vew the bodie of him after he was dead.

This Exa^m takeng *Aperell* the 7th 1625 befor the right Woorple Sr: *ffrancis Wyatt* Knight Gou^rner, *George Sandys* Esquire *Threñ* and Cap^t *Raph Hamer*.

A

A Copie of Cap^t Hamers Lre To M^r William Horwood

Mr. Horwood I psume you will not fayle to paye that 100^{li} of Tobacco to M^r Chew accordinge to your pmise, yf you shoulde, you shall doe me more iniurye than the Tobacco is woorth, yf you pay it I pray you seale a bill to him for a 100^{li} more y^r next yeare and then I shall acquitt you of your bonde, I pray you Comand my man Tho: Waterman to returne home to me, I heere he is at your plantation, yf he come not home the sooner, I shall feach hym to his coste

You^{rs} in w^t I may

Aperell the 20th 1624

Raphe Hamer

Aperill the 7th 1625 before the Gouvernor.

*William Perry affirmeth y^t himself and M^r John Boyse Richard Brewster and Sargeant John Harrys and others Planters of Virginia fyndinge when they came into England y^t the pryse of Tobacco was very lowe, and they as then vnable to gett theire Tobacco owt of y^e Custome howse, Resolved to petiçon to his Ma^{tie}, and desired M^r fferror y^t the Virginia Compeny wold ioine wth them, as the Company of the Burmodus had done wth the planters there, shewinge him also the Petiçion w^{ch} he very well liked of, But for some reasones refused to ioine wth them, Where vpon they went to S^r Samuell Argalls Chambe^r and shewed him the petiçone, to w^{ch} S^r: Samuell faide. *You should do well to put in your grevances, because yf you onlye desire abatement of the Customes: wthout puttinge in your grevances, the kinge will nott soe well harken vnto it, And M^r Roth likewyse advifed the same* Wherevppon one M^r Johnson altered y^e petiçone in puttinge in the grevances*

Then S^r Samuell Argall pçured a Lre in theire behalfe to one in the Courte, And the said Planters delivered Theire Petiçion to the kinge, And ther vppon had referenc to my Lor. Threar and S^r. Richard Weston who referd them for theire grevances to my Lor: of Suthampton and the Virginia Compeny Who made Anfwere they would cale a Courte by such a daye yf they woud bring in their grevances, w^{ch} they did, but would nott sett theire hands thervnto. And sayeth y^t some of them would iustifie some articles or some p^{tes} of them, and other iustifie someother p^{tes}, but not all of them agreeinge in iustifinge the whole, or any one of them y^t would iustifie the whole p^{tes} of the said grievances, to his knowlege

William Pery

xi^o of Aperill 1625,

A COURTE held the xi^o of Aperill 1625, beinge
p^{sent}

S^r ffancis Wyatt Knight Gour &c S^r. George Yardley, Knight, George Sandys Treasurer Cap^t Roger Smith Cap^t Raphe Hamer Cap^t Samuell Mathews, Abraham Persey William Cleybourne

Yt is ordered y^t wheras Edward Sharples by his petiçione pferde in Courte, Complayneth y^t for his offence formerly Committed against y^e Governor and Counsell he suffered punishment, vppon the Pillory, and was also Condempned to serve the Colony for 7 yeers w^{ch} is a manifest vntrewth as appereth vppon the Record, so to be,

Yt is therefore ordered y^t he fhall contyney his service to M^r Dilke Accordinge to the Gouvernors appoyntment formerly made.

Yt is ordered y^t notice be given to Cap^t ffancis West to bring in his proofes concerninge the Cattle, made over to Cap^t Croshaw by Liv^t Sheparde, and to be heere vppon mondye the five and twentieth of this instant moneth of Aperell And y^t Persavall Ibbotson John Powell John Woolley W^m Wadford and W^m Smith do likewyse appeere heer at Courte the same daye to give Testimony concerninge the same.

Yt is ordered y^t wheras M^r Copelande sent over into this Countrey A fervant boy named Elyas Gale beinge bound Aprentice to the said M^r Copelande for tenn yeers, as
by

by prooffe p̄duced in Courte appeereth, The Courte do Cenſure, that y^e ſaide *Elias* doth p̄perly belonge to M^r *Copelande*, and not to M^r *Burrows* wth whom he now remayneth. And in preſence of y^e ſaid Courte it was agreede between M^r *Emerſone* and M^r *Burrowes*, as followeth (*vidle*) y^t M^r *Bourrowes* ſhall pay to M^r *Emerſone* at y^e next Cropp for y^e ſervice of the ſaid boye 100^{li} waight of y^e beſt marchantable Tobacco in leafe and one barrell of Indiane Corne and then to deliver y^e boy to M^r *Emerſone* to y^e uſe of M^r *Copelande* (yf he be livinge)

Robert Edmundes ſworn and Examined ſayeth y^t one *Tewſdye* beinge the 28th of March 1625 Cominge alonge wth M^r *Threaſ* to the howſe of M^r *Hugh Crowther*, he did ſee the body of *John Verone* a ſervant boye of the ſame M^r *Crowthers* and it hunge in a Chaine in a loft in the houſe and y^t he holpe to take him downe, and vewed the bodie beinge ſtript by *Pawle Reighnolls* ſervant to M^r *Crowthers*, and found noe ſhew of any blowes or ſtripes vppon his body but only vnder his Jawe w^{ch} was done wth the Chayne as he verily beleveth, And y^t he never hard from the boye him ſelfe in his lyfe tyme, nor by any ſervant in y^e houſe nor otherwyſe, of any threatninge or harde vſinge offered to y^e ſaid boy or Complayned of by him ſelf: And further this Examined thinketh y^e ſaid boy did willfully hange him ſelf, for y^t he might eaſely have ſaved him ſelf by the ſtanchione one ether hande by w^{ch} he might have ſtaid and recovered him ſelfe, and more he cannot ſaye.

W^m Pilkington, *John Erwins*, and *James Chambers* ſworne and Examined affirme the ſame in every poynte and more they cannot ſaye

Thomas Hawkins ſworne and Examed ſayeth y^t vppon *Tewſday* the 28th of march 1625 Cominge owt of the grownd from woorke about twelve of y^e Clock Cominge into the houſe he miſte the ſaid boy, and then this Examinat, and M^r *Crowther* went down to the well thinkinge he had been there, but found found him nott, And Cominge back againe to the houſe *Richarde* went up the ladder thinkinge the boy had been a ſleepe in the loft, and openinge the trapp doore he ſaw where the boy did hange And ſo caled to this Examinat and others in the howſe and told them vſinge theſe woordes (*lord have mercy vppon me*) *the boy hath hanged him ſelfe*, whervppon this Examinat bidd him cut him downe, w^{ch} he denyinge, this Examinat went vpp wth him into the loft, and felt the boys hande, w^{ch} he founde to be colde, then *Barthellmew Hoskins*, went vpp likewyſe, And then all of them findinge him to be dead, did ſend for M^r *Threaſ* and Cap^t *Mathews* This Exam' goinge for M^r *Threaſ* and *Richard Baule* and M^r *Crowther* went for Cap^t *Mathews*, ſoe Cap^t *Mathews* came firſt, And M^r *Threar* cam wth 5 of his men, and then they tooke downe the body and *Pawle Reynolls* ſtript it, but this Examⁿ did not vew y^e body when it was ſtript And ſayeth y^t he never hard the boy Complaine of any harde vſage, nor y^t any of y^e ſervants reported they ever hard the boy complaine or any wyſe diſlike but verily beleeveth y^e boy willfully hunge himſelf becauſe he might ſo eaſily have ſaved himſelf by the ſtanchions, further this Examt ſayeth y^t all the People of the howſe were in the field at work and cam home togeather againe, and none of them went home before to his knowledge, more he cannot ſaye

John Arundlle ſworne and Exād ſayeth as much and to the ſame effect and ſubſtance, And verily beleeveth he wilfully made him ſelf awaye, and that *Pawle Reighnolls* went into the houſe for a ſtick of fier, but did not ſtaye, And after they all cam in togeather.

March y^e xii^o 1625

The names of the Coroners Enqueſt Impaneled vppon the inquisitione of the death of *John Verone*, A ſervant boye of M^r *Hughe Crowthers*.

Liv^t Edwarde Barkley
Liv^t Gyles Allington
Thomas Edwardes marchant
George Menefre marchant
John Chew marchante
John Bate marchant
Dephelus Cann marchante

John Burrowes
John Jackſone
Thomas Allnutt
Thomas Paſſmoure
James Hickmote
Nathaniell Jeffereys
Peeter Langman

You

You shall trulie inquire for our Sou'aigne Lorde y^e King accordinge to the evidence you shall receave howe John Verone the late servante of M^r Hugh Crowther cam to his death, you shall heerin p^sent y^e truth of your knowledg, and nothings butt the truth, wthout favor or affectione foe helpe you God, and by the Contents of the Booke.

<i>Bartholemew Hoskins</i>	} were sworne and Examined and Testified the truth of their knowledg to y ^e Jurie Concerninge the death of the saide boye.
<i>Richarde Baule</i>	
<i>Paule Reighnolds</i>	
<i>Nicholes Smith</i>	

The Jury doe finde and foe they bringe in their verdict, that John Verone was giltye of his owne death, And that the Cheayne where wth he hanged himselfe doth fall to the kinge for A diadon [deodand]

xix^o of *Aperill* 1625

A COURTE helde the xix^o of *Aperill* 1625 beinge
 p^sent
S^r ffancis Wyatt Knight Gouvernor &c Cap^t ffancis weste St: George Yardley Knighte George Sandys Threar Cap^t Roger Smith Cap^t Raphe Hamer Cap^t Samuel Mathews M^r Abraham Perfy M^r William Cleybourne.

Yt is ordered y^t m^r John Vptone shall give as much to m^r Abraham Perfy for the eight monethes service he absented himselfe from m^r Perseys Service, foe much as any of m^r Perseys men did gaine[?] to his share y^t yere, beinge y^e yeere after y^e maffacre, And m^r Vpton to give m^r Perfy sufficyent securitie to p^sforme the same.

Whereas Robert Adams and m^{rs} Alice Procter have bene accused by Edward Smith for the Killinge of A hogg of George Graves, for two yeers and a halfe agoe, And whereas there is not Evidence brought in but only the saide Edward Smith, who hath been fownd in divers Contrary tales, And by many stronge p^sumptions is Conceaved to haue Done it in malice as also for y^t the saide m^r Addams hath heretofore had his tryall and the law past vppon him for Killing of Certen hogs about the same tyme and it no way apeeringe to be any other but those for w^{ch} he received his Censure

The iuigment of the Courte is y^t the saide m^r Adams and M^{rs} Proctor be acquitted for ever of and from y^e accusations of y^e saide Edward Smith form^{ly} specyfyed, And y^t the saide Edward Smith shalbe whipped, and receave thirty stripes for his offence

M^r Thomas Edwardes beinge Demanded w^t he could saie concerninge the Accomodatinge of passenge's y^t cam in the shipp called the Ann saide that he wold never Desire to be better vsed

Yt is ordered y^t m^r Daniell Lacye shall haue fowr acres of grounde in the Islande adioyne on the grounde of m^r Kingsmells, w^{ch} is the rather granted for that m^r Kingsmell Doth Desire the same

Moris Thomfone and John Dodson sworne and Exam^d sayeth that they were a fortnight or three weeks abourde before they had any breckfast Drinke allowed them, And after they had Complayned, they had two smale Cans of beere for breckfast to 5 men w^{ch} Contynued foe for some six weeks or two moneths And they had a quarter can of beere to a meale for 5 men w^{ch} Contynued for the space of sixteen weeks, And after that for the space of Six weeks they had three smale cans of beere to A messe. And that they had three pownd of bred a Daye to A messe for the space of some sixteene weeks. And after till they cominge in thre bisketts a meale to A m^{ess}.

And for A sixteen weeks they had three flesh Dyes A week, And after that for about a fortnight they had too flesh Dyes a week and after y^t 2 flesh meales a week till their Cominge in foorthier they say that ther beere was well condicioned except a but or two

And foorthier they say they have harde some of the passengers Complayne but w^t cause they had they know nott.

Whereas

Whereas *Israell Knowles* by his laft will and Teftament did ordaine and make *John Southerne* his Executor, The faid *John Southerne* in Courte Renounceth the fame, But is Contented to bee Adminiftrator, and foe to be lyable to pay his debts foe far as his goodes will extende and amount vnto, And to bringe in his Accompt into the Courte when he fhallbe thervnto caled

A note of things of *Thomas Peerce* pryzed by Mr *Richard Buck* minifter and
Cap^t *W^m Peerce*.

<i>In primis</i> one cafe of bottles.....	xii ^o
12 pownd of Pewter.....	xviiij ^o
1 fether bedd and two ruggs.....	iiij ^{li} x ^o
2 barrells for peeces.....	xv ^o

Richard Buck

v^{li} xv^o

Cap^t *Peerce* his mark X

More 1 peece..... i^{li} ij^o
And there is one gowne w^{ch} *ffrancis Chamberlene* is Content to accept at the rate
of..... vj^{li} fter.
And we the pryfers do think it fufficyent
Toto ys..... xij^{li} xvij^o

Richard Buck

Cap^t *Peerce* X his marke

the 25th of *Aperill* 1625

A COURTE held the 25th of *Aperill* 1625 beinge
þfent

S^r *ffrancis Wyatt* Knight Gouⁿor &c Cap^t *ffrancis West*, S^r *George Yardley*
Knight M^r *Threär*, Cap^t *Smith*, Cap^t *Hamer* Cap^t *Mathews* M^r *Abraham Perfey*, M^r *W^m*
Cleybourne

Yt is ordered vppon Lfe receaved from his Maties Commiffioners, y^t vppon *Mondye*
the ixth of *maye* next M^r *Abraham Perfey* bringe into y^e Courte the lift of S^r: *Samell Argalls*
Cattle loft wth him and others and y^t vppon y^e fame dye S^r *George Yardley* þduce in courte
the Counfells of *Virginia* there Lfe Concerninge the difpofall of the faid Cattle in Con-
troverfie between them and S^r *Samuell Argall*, together wth y^e order made heere by S^r
George and y^e Counfell for y^e difpofall of them Accordnglie

And it is futher ordered y^t there be warrants directed to M^r *John Vtie* and *Roger*
Webfter for *Suthampton* hundred, M^r *W^m Horwod* and *John Jackfone* for *Martins* hundred,
John Gils and *Rich Miltone* for *Barkley* hundred and Cow Keepers for M^r *Powntis* To be
heere the fame dye, And that *John Elyfone* be heere the fame dye And y^t y^e fame dye
M^r *Abraham Perfey* bringe in his Accompt for fix of the faid Cattle

It is further ordered y^t m^r *Edward Cage*, M^r *George menefree* M^r *Richard Kingsmell*
and the þvoft *Marshall* fhall take A þfect Inventory of the Eftate of M^r *John Powntis*
w^{ch} he hath heere in *Virginia*, And y^t Publication he made throwowt the Colony y^t y^t
yf any can demand any depts from M^r *Powntis* they at or before y^e xxiiijth of *may* next
they make their Claime of fuch depts as M^r *Powntis* oweth them and to bringe in their
proofes.

Wheras there are divers important occafiones, w^{ch} nerely concerne the generall
Eftate of y^e Colony, *Thefe* are y^t you cale together all the fremen of y^e plantaç vnder
your Comand And by the maior þtie of y^e voyce to elect two of y^e moft Sufficient vppon
whofe

whose Judgements the rest wilbe Contented to rely, y^t they Appere at *James Cyttie* the 10th of *Maye* next ensuinge, where we hope the busines will not detain them aboue three or fower dyes.

W^m Atkins sworne and Examined sayeth y^t he did heere *John Stephens* give his consent to deliver the will and Testament p^oduced in Court to M^r *Tobyas ffelgate* but did nott see him seale and signe it but sayeth y^t *John Stephens* was in p^ofect memory when he delivered the same, to his knowledg

M^r *Richard Brewster* sworne and exam^d sayeth y^t by *John Stephens* directions he wrott his will, And that y^e said *John Stephens* did seale and signe the same beinge in p^ofect memory.

And forther sayeth y^t he wrott the will and testament of *Robert Mansteed*, and he signed seald and delivered it beinge in p^ofect memory.

John Sparkes gent sworne and Exam^d sayeth that he as A witnes did sett his hande to M^r *Mansteeds* will, butt did not see M^r *Mansteed* signe seale and deliver the same, but y^t the will was brought brought by M^r *Bruster* to have his hande therto

Robert Dennys also beinge sworne and exam^d as a witnes Affirmeth as much as M^r *Sparkes* hath done

Yt is ordered y^t *W^m Horwood* and *John Southerne* by vertue of A L^re of Attorney made to them by *Richarde Stevens* shal receive in goodes of *John Stephens* now brought over in the good shipp called the *James*, and to take A trew Inventory therof. And y^t *Andrewe Waters*, brought over by *John Stephens*, to be ymployed by them Accordinge to the trew intent and meaninge of his Indenty[ure] of Covenants And y^t they bringe in a trew Inventory of the said goods uppon *mondaye* the second of *maye* into the Courte.

W^m Greene sworne and Exam^d sayeth y^t he was in place and did see when M^r *Robert Monstidge* did signe seale and deliver his last will & Testament and y^t M^r *Mansteed* was in p^ofect memory when he sealed and deliuerd the same.

And soe much he affirmeth Concerninge the last will and Testament of *Jo: Stephens*.

Yt is ordered y^t M^r *ffrancis Chamberlen* shal paye to *Perfivall Wood* a hundred pownd wantyht [wantage?] of Tobacco in hand

Yt is ordered that *John Powell* shal have threscore pownde of Tobacco in recompense of his charge in building and Cleering of grounde vpon the Companys land at *Kickotan*, wherewth he is well contented and Sattisfied w^{ch} is the Compenys desire.

Yt is ordered, vpon the Testimony of *Richard Alforde* that *Robert Marshall* shal accordinge to Agrement hold and enioy halfe the grownd wth *Thomas Grubb* beinge newly fenct in.

Yt is ordered y^t *Vincentia* and *Bern[ardo?]* shal have their passe to goe for *Englande* they entering into a thowzand pound bonde to y^e Adventurers of the glasse workes to serve the remainder of y^e tyme of their Covenants, yf they shal require it either in *England*, or Transportinge them into *Virginia* to serve the time owt in *Virginia* And the M^r of the shipp in w^{ch} they shal goe to take charge of them to deliver them to the Commiffioners, And to signifie in our L^res y^e necessitie of sendinge them home

Thomas Spillman gent sworne and examined sayeth that Cap^t *Cownes* did offer Cap^t *Henry Spillman* his brother twenty five pownde in fatisfacione of ffyftie bushell of Corne. And further he sayeth y^t Cap^t *Cownes* beinge dead, Liv^t *John Chefman* p^omissed to paye the fyftie booshell of corne to this Examinat And Cap^t *Shipwarde* cominge into y^e Countrey would not lett Liv^t *Cheafman* pay the said Corne, but afterwarde this Ex^{at} rec^d fower bushell of Corne of Cap^t *Shipwarde* And after he made over fortye fix bushell of corne beinge ye remander of the fifty boushell to Cap^t *Croshaw*

Yt is ordered y^t notwthstandinge the depositions of y^e witneses p^oduced in the behalf of M^r *Daniell Gookine* y^t a warrant be granted for the p^oforminge of the former order.

second of *May* 1625

A COURT held the second of *May* 1625 beinge
 þnte

S^r *ffrancis Wyatt Knight* Gou^rno^r &c S^r *George Yardley Knight*, *George Sandys*
Threär Cap^t Smith Cap^t Hamer Cap^t John Martin M^r Abraham Perfy M^r W^m Cleybourne.

Yt is ordered y^t a generall warrant be granted be granted for all those who are
indepted to y^e adventu^res for y^e magazine of the maides,⁴⁴ and eyther to make p^rsent pay-
ment of the Tobacco dew from them, or to appeere at James Cyttie before the Gouvernor
& Counsell to shew caufe to the Contrarye.

Yt is ordered y^t Robert Poole who hath been Interpreter long tyme to the Colony, at
 his humble suite and request, shall have his Passe granted him to goe for *Englande*.

Yt is ordered y^t notwthstandinge A Lfe p^rduced in Court by M^r W^m Horwood from
Cap^t Hamer that the former order shall stand in force for y^e payment of fiftie waight of
 tobacco and fower barrells of Corne, and A warrant to be granted to Cap^t *Hamer* for y^e
 recovery thereof to be paid the fowerteenth of *maye* next.

Yt is ordered y^t A warrant be directed to y^e officer of y^e Plantatione where John
Clarke A Sawier A Haves⁴⁵ man to y^e adventurers of y^e Shipwright doth remane, to sende
vpp the said Clarke to James Cyttie by the first boate and to deliver him to y^e p^rvost
Marshall

Yt is ordered that m^r Greene shall receive of *William Kempe* for a Dept Dew to
 M^r *Leech* fower hundred and Thurtie pownd waight of good marchantable Tobacco when
 M^r *Greene* shall demande the same

Yt is ordered y^t there be A warrant granted to Cap^t Hamer for the Attachinge of
John Jefferson the Smith and Cap^t *Hamers* Maide in any Plantacon where they shall
 be fownd.

Yt is ordered y^t m^r George Keth and Sufane Bush do appere before the Gouverno^r and
 Counsell at *James Cyttie* vppon *Mondye* the xvjth of *maye*.

Randall Smallwood sworne & examined sayeth y^t he warned *George menefrey* to
 appeere before the Gouvernor and Counsell three feuerall tymes

Yt is ordered y^t the Company give satisfaction to m^r *Horwood* for two hogshed of
 meale and one hogshed of peafe w^{ch} *william Geny* receved of him for Cap^t *muce* & ymployd
 by him for the Company

Yt is ordered y^t m^r W^m Ferrers bonde shalbe Cancelled

W^m Geny sworne and ex^md sayeth, that m^r *Eden* was content to accept of him for
 the payment of twentie bushell of Corne, being Dew from M^r *Threärer* And y^t this
 Deponent Did p^rmise to give m^r *Eden* satisfactione for it

Yt is ordered y^t Lwke Eden for his lewd behaiour and vnreverent speche used to
 M^r *Threär* in the Counsell Chamber to y^e great abuse of the Governor and y^e rest of the
 Counsell beinge then in Courte, y^t he shalbe laid neck and heele in the market place, and
 shall also pay for a fine two hundred waight of Tobacco and enter into A recognizance
 of a hundred pownd wth Sufficyent fuerties to the good behaviour

9th of

⁴⁴ "Adventurers for the magazine of the maides" means subscribers to the fund used in sending over these young women to Virginia. The episode of the coming of the young women to Virginia in 1620-22, in order to find husbands, is more fully treated than elsewhere in an article, "The Maids who came to Virginia in 1620 and 1621 for Husbands," by H. R. McIlwaine, which appeared in No. 4 of Vol. 1 of "The Reviewer" (Richmond, Va., April 1, 1921).

⁴⁵ The word is very difficult to decipher, but seems to be "Haves", which may be intended for Haues—Hause—Hawse.

9th of May 1625

A COURTE held the 9th of May 1625 beinge
present

S^r: *francis Wyatt* Knight Gouvernor &c, Cap^t *ffra: West* S^r. *George Yardley* Knight,
M^r *George Sandys* Threas^r Cap^t *Roger Smith*, Cap^t *Raphe Hamer* Captain *Samell Mathews*,
Cap^t *Jo: Martyns*, *Abraham Persey* Esquire *William Cleybourne*

Yt is ordered y^t the bonnde of fower score pownde *sterlinge* p^{ro}duced in Courte by
Cap^t *William Tucker* and beinge dew to Cap^t *Tucker* shalbe paid by *George Menefre* and
John Harte of *London* for the dept of M^r *John fferrer* and M^r *John Bland* & Compeny

Cap^t *John Marten* Esquier and one of the Counsell of state affirmeth in Courte that
Ensigne *Ifack Chaplen* is a periured man.

And further sayeth y^t Ensigne *Chaplen* was A Condempd man, and as yet never had
his pardone for to acquitt him, soe that y^e said Ensigne *Chaplen* is not capable in law to
purfue him.

Richard Kingsmell gent fworne and examined sayeth y^t one *Thursdye* last paste
Robert ffytts was disordered in drinke not beinge able to goe home Contrary to the
p^{ro}clamation made againste drunkennes.

And further sayeth y^t *John Radishe* Caryed over S^r *George Yardley* his servants to
his houle at vnseasonable tyme of the night and there gave them Entertain^{mt} & made
them drunke and the next dye gave drinke likewyse to *Robert ffytts*, wherwth he made
him also drunke.

Yt is ordered y^t *Robert ffitts* for his offence beinge disordered in drinke shall pay fortie
shillings, accordinge to the p^{ro}clatione [proclamation].

Yt is also ordered y^t *John Radishe* for his offence shall pay twenty shillinge and lye
neck and heels or to make A good & sufficyent payre of stocks for to punishe offenders
at o^r before the xvjth of may next cominge.

M^{rs} *Elizabeth Hamer* fworne and examined sayeth, y^t M^{rs} *Blany* did miscary wth a
Childe, but sayeth she doth not know whether M^{rs} *Blaynie* did request A peece of hog
flesh of M^r Doct^r *Pott* or nott, or that the wante of the peece of flesh was the occasion
of her miscaryinge wth Childe, but sayeth y^t M^{rs} *Blany* did tell this Ema^{nt} y^t she sent
to Doct^r *Pott* for A peece, and was denied

M^{rs} *Joane Pearce* fworne and Exam^d sayeth y^t M^{rs} *Blany* cam to this exam^{ts} houle,
requestinge her to send to Doct^r *Potts* in her owne name for A peece of hogs flesh
M^{rs} *Blayny* sayinge y^t she had spoken to Doct^r *Pott* for A peece, but was denyed it,
And y^t after M^{rs} *Blayny* had miscaried, but y^e tyme she knoweth not, nor whether y^t
were the occasion

M^{rs} *Ifabell Perry* fworne and exam^d sayeth, y^t she beinge in M^{rs} *Blanys* howse,
Doct^r *Pott* cam into the houle And M^{rs} *Blany* said vnto him (M^r Doct^r *Pott*) you have
kild a hog of myne, I wold you wold lett me have a p^{ar}t wth you, To w^{ch} Doct^r *Pott* replyed,
it is trew there is A hog kild, but whether it be yours I know nott, M^{rs} *Blany* replyed it is
aparent enouffe y^t is myne (y^e Doct^r said) as I take it my wiffe hath given it amongst
her peeple. She further sayeth shee knoweth M^{rs} *Blayny* miscaried, Butt whether it were
before or after she doth not know, neyther could she perceave any alteration in M^{rs} *Blany*
vppon those speeches between them.

Richard Townsend fworne and exam^d sayeth, y^t doct^r *Pott* his M^r sent by him A
peece of hogs fleshe to Cap^t *Powell*, w^{ch} this Exam^{nt} did carye and when he cam to Cap^t
Powells houle, and acquainted him y^t his M^r had sent him A peece of hogs flesh (Cap^t
Powell told this Exam^{nt} y^t hee would not looke vppon it, and soe went away, And further
he sayeth y^t doct^r *Pott* his M^r Apoyn^{ted} his People to kill such hogs as trespassed him
in his Corne, and thervppon at severall tymes they kild fower hogs w^{ch} were spent in
his M^r houle, but whose hogs they were, he knoweth nott) and sayeth y^t one of them
was A large hogg but very leane, and y^t the other thre were younge shoults.

Christopher

Christopher Hawle sworne and examined sayeth, that beinge in the grounde about he tobacco, there cam A sandy colored fowe into the grounde neere vnto him, and sayeth y^t doctor *Pott* bid him shoote her, but this examt said hee wold nott, doctor *Pott* eplide and saide *kill her and I will beare thee out int*, And further sayeth y^t the next morninge he cam into Doctor *Potts* howfe and did fee A hogg then Cuttinge out, but who kild it he doth not know, or whose it was he knoweth nott And further sayeth y^t here were fower hogs kild and spent in Doctor *Potts* howfe, but whose they were he loth not knowe. And further sayeth y^t there was great spoyle made in Doctor *Potts* Corne by hogs and Cattle he havinge planted a dozen acres or there about but whose hogs or Cattle they were he knoweth not (more then one sandy Colored fowe w^{ch} was Cap^t *Powells*.

Robert fitts sworne and examed sayeth, y^t beinge at good wief *Carters*, *Christopher Haule* told them that A great sandy colored fow cropp earde of Cap^t *Powells* w^{ch} was kild by Doctor *Potts* apointmt and drest at his howfe.

Thomas lester sworne and Examed sayeth that by the appoyntmt of Doctor *Pott* is M^r there were fower hogs kild, whereof two of them had both the eares Cropt and the further eare flitt, the third was Cropt one y^e further eare the neere eare whole, the fowerth hog he did nott dresse and therefore doth not know the marke, but whose those hogs were this Examt doth not know, And further sayeth that Doctor *Pott* his M^r sent him to Cap^t *Powell* and to tell him w^t greate hurte his hogs had done him in his Corne Who answered this examt *yf your M^r his Fences be sufficyent I fe no remedy but he may kill them.*

Thomas Crofs sworn and Examd sayeth, that there was A white fow kilde and dreste in Doctor *Potts* houfe and y^t by y^e apoyntmt of Doctor *Pott* his M^r he did helpe to feach her whom [home] (but sayeth that he hard some of his fellows say it was Cap^t *Powells* fow But for him self he knoweth not whose fow it was

Yt is the opinion of the Courte y^t it is no slander y^t M^{rs} *Blany* Chargeth Doctor *Pott* wth denying her a peece of flefh, wherevpon shee miscaried, because she hath taken her oath that she thinketh in her Conscyenc that it was the occasion of her miscarynge, but it no way appereth, and it is barbarows to Imagine, that he had any conceipt she had A longing to it but thought it was spent by his wiefe.

And for y^e hogs wofe ever they were, the Courte conceveth that there is no damage dew from Doctor *Pott* to the owner of the hogs because the spoyle they did in his Corne, was as great as the valew of the hogs or greater But his killinge and eatinge of them without a legall order was irreguler and Lyable to Censure, yet it apperes to be Publiqly done, and y^t he gave notice to his men to remember y^e markes.

William Moch sworne and Examined sayeth y^t *William Cobb* who had maryed one of y^e maides y^t cam over for y^e Compeny (named *Elizabeth Dagg*) the saide W^m *Cobb* beinge to goe fourth vppon A tradinge vioage (made his will And delivered the same, and three other bills of dept dew vnto him vnto This examt, shortly after M^r *John Powntis* sent to this deponent for the said will and Bills of dept for y^t he was to receave y^e saide depts for Satisfactione for the Passage of the said *Elizabeth Dagg*, which will & bills of dept this deponent sent to M^r *Powntis* by *Richard Pearce*

Richard Pearce sworne and examd sayeth y^t hee delivered those wrightings he receaved of *William Mutch* to M^r *John Powntis* and more he can not saye

y^e xxiiith of May 1625

A COURT held y^e xxiiith of May 1625 beinge
 Present
 St: *francis Wyatt* Knight Gou^rnor &c Cap^t *francis West* St: *George Yardley*
 Knight *George Sandys* Threâr Cap^t *Roger Smith* Cap^t *Raphe Hamer* Cap^t *Samell Mathews*,
 Cap^t *Martin Abraham* *Persey* Esquire M^r W^m *Cleybourne* Surveyor.

John

John Smith sworne & examnt affirmeth y^t *Monfir Bewmount* his M^r sent this Exama and another of his men ashore, they beinge abourd y^e shipp at the *downes* to seeke for some servantes, wher they mett wth one y^t was willinge to goe wth them, beinge a Baker and soe they went to *Dover*, where M^r *Rayner* sent his boate to feach them abourde. But wold nott receive the said Baker nor suffer him to come aboarde, (this M^r *Reyner* himselfe affirmeth) And further this Examinat sayeth y^t he and his fellow servant beinge a deale, at one good wiefe *Powells* who kept an Alehouse this examnt asked the said Baker whether he did not belonge to y^e King's shipp (who answered *noe*) And he saide good wiefe *Powell* affirmed also that the said baker was not of the Kings Shipp's Company but said y^t he had been, but now he was free, And some y^t were of the Kings shipp being then in place, said he was Free from the Kings ship.

Symon Armefted sworne and Examd sayeth that M^r. *Wealch* said in the hearinge of divers of the ships Company & passengers That w^t he did, His M^r wold allow of what vppon he Turned away one called *Blerde Eyes* And Mounfier *Bewmount* gave his maide an Acquittance that he wold not Trouble hir And ther vppon M^r *Welch* discharged y^e said *Bleard eyes*, and tooke the maide And further sayeth y^t he hard Mounfier *Beaumont* demande the maide agane of M^r *Rayner*, but w^t answer M^r *Rayner* made (he knoweth nott) w^{ch} demand was made after they were at sea.

John Buncher sworne and Examined sayeth that Mounfier *Bewmount* did tounr fower maides ashore, y^e shipp then Ridinge at *Ratcliffe Croffe*, And y^t Mounfier *Bewmount* did discharge another of his maides called *Ann* at *Gravesend* and sent her ashore, giving her a relefe vnder his hande.

Yt is ordered that M^r *Rayner* shall have the benefitte of the maide, Allowing Mounfier *Beaumont* for her Passage. And y^t there shalbe deducted owt of the freight of mounfier *Beaumonts* goods soe much in lewe of A man of Mounfier *Beaumonts*, w^{ch} M^r *Reayners* men refused to take aboarde (as tenn pownd in money)

Yt is ordered y^t Mounfier *Beaumont* shall enter in good bonde wth sufficyent securiti to Paye M^r *Rayner* for y^e remander of his freight the quantety of five hundred and twenty waight of the best marchantable Tobacco in lease stript half y^e stalke at or before y^e first of *november* next Enfuinge at *James Cyttie*, And generall releases to be made by both parties either to other, w^{ch} order was made wth the Consents of both parties

Henry Brodfull sworne and Examined sayeth that, About thre yeeres since *Robert Partine* did shew this Examate A Cow calfe in *James Cyttie* Ilande, w^{ch} he said was his and y^e saide calfe at that Tyme was vneare markt, And this Examnt sayeth y^t the Cow now Challenged by *Robert Partine* is the same, w^{ch} cow hath been lately markt by *John Elifone* for the Gouverno^r not beinge knowne whose it was and Proclamatione made in y^e Church that yf Any could iustly lay clayme to her shold have her.

Robert Partine sworne and examd sayeth y^t y^e calf w^{ch} he did shew to *Henry Brodfull* was A calfe of A Cowe w^{ch} was M^r *Bagwells*, and that This Exat supposed it had been dead, but comnge downe lately to *James Cyttie*, *Henry Brodfull* told him y^t his cowe was the same calfe, havinge now a Calfe by her side.

Yt is ordered y^t *Robert Partine* shall have the said cowe and Calfe, p^{ro}vided that y^e any shall iustlye prove the said Cow and calfe to be theirs y^t then *Robert Partin* shalbe answerable for the said Cow and calfe and the encrease that shall come of them to the right owner.

Yt is the ioynte opinione of the Courte, y^t it is most Convenient for M^r *Carles* to feat him self and his People at *martins hundred*, because that place hath beene recomended vnto him by the Commissioners and Adventurers.

Liv^t *Thomas Osbourne* sworne and Examd sayeth that such p^{ro}visions and goodes as cam over in the *ffurtherance* for the *East Indye scoole* never cam to the hands of M^r *Threas* but that they were [taken] by *Leonard Hufone* and caried over the water to M^r *Evan* his Plantacon where This examint and the Colege men then lyved And that about february followinge this Exat caried vp wth him those of them w^{ch} remayned alive beinge

these

these three (*John Wild, Godfrey dixfe* and *William Dalbee*), the rest beinge dead And of those *John Wilde* and *Godfrey Dixfe* died the summer followinge at the Colledge

Nathaniell Cawfey doth assume in Courte to paye to Doctor *Pott* as A dept dew from Mr *Chew* one barrel of Indyan Corne and to deliver the same at *James Cyttie* at the first Cominge Downe of the next boate.

And that Mr *Chew* shall paye to Doctor *Pott* five barrells of Indyan Corne wthin twenty eight dyes next after y^e date of this order.

Maurice Thomofone sworne and Examined, affirmeth that y^e booke of accompt p^duced in Courte by Mr *James Carter* was the trew booke of Accompt of Mr *Robert Bennett* and p^rfect^d by his owne handes.

Gyles Brent sworne and Examed doth affirme the same in effect.

Yt is ordered y^t Mr *Hugh Crouther* and Mr *Thomas Swyft* shall prayse the goodes of Cap^t *W^m Nortone* deceased and to p^rsent A trew Inventory therof to y^e Gouverno^r and Counsell one *mundye* the thurteth of *may* now next ensuinge.

Mr^s *Peryue Taberlen* sworne and exam^d sayeth that about the latter end of *August* 1622 Cap^t *John Clever* died over the water at Mr *Trea^r* Plantation, & that this Exam^t laid him owt after he was dead.

Mr *Vencentia Castine* affirmeth asmuch

Mr *John Bates* sworne and exam^d sayeth y^t about *November* last was twelv moneth Sr *George Yardley* paid to Mr *Jo: Chew Edwa: Brent* and *Nicholes Skinner* tenn butts of Tobacco for the vse of Mr *Edward Bennett* of london marchant, the w^{ch} Tobacco when it cam downe to *James towne* Mr *Weller* y^e Mr of y^e *Addam* desired Mr *Chew* and This exam^t to goe abourd & to vew the Tobacco (y^e reason was for y^t Mr *Chew* was not at the recevinge of all the Tobacco him self) wher vppon they went and vewed it, Mr *Brent* and *Lawrenc Rogers* beinge there likewyse The Tobacco was disliked, wher vppon *Brennt* said y^t yf y^e shipp might have a quick passage, y^e Tobacco might come home well enouffe, wherevppon Mr *Chew* said y^t yf it were not found M^rchantable by indifferent men, Sr *Georg* willed them to bringe it ashore, if it were not fownd merchantable by indyfferent men it should be burnt and others paid in the roome. And ther vppon it was packt vp againe into the butts, and Stowed into the hold to be sente into *Englande*.

Cap^t *William Peerce* sworne & examined sayeth y^t Cap^t *John Martin* beinge one Eveninge at this Exam^ts house, They beinge in his dyninge haule where this Exam^ts boy was, Cap^t *Martin* requested this exam^t to Comand his boy owt of y^e roome and the boy beinge gone, Cap^t *Martin* asked him why *Edwarde Sharples* was sett one the Pillorye, And whether he was sett there by the generall Asssembly (vnto w^{ch} this examin^t saide *noe he was not*, but that he was apoynted to that place by the Gouvernor & Counsell Then Cap^t *Martin* replied (*I hope to see some of them fitt there them selves shortly*—And douted not but some of them would wifh his eares one againe shortlye) And caused this Exam^t to geve him his hand not to reveale w^t he had said vnto him, And further this Exam^t sayeth y^t Cap^t *Martyn* said that he had unhorfed the Company and putt them by their seates.

John Price sworne and Exam^d sayeth that vppon *sondye* last was fortnight he put in at *perries* over y^e water to where Cap^t *Jo: Martin* was, and beinge in talke wth him, Cap^t *Martin* discourfed of his vioadge into *Canada*, and told this Ex^{at} he was betrayd into *Canada* to y^e end y^t he should never have come hither, and further told this Exam^t y^t he was to be shott & This Ex^{at} asked him *should you have been shott at Canada*, wher vpon Cap^t *Martin* clapt his hand vppon his brest and said (noe, since he came into the Colony) Then this Examinee asked him by whom, to whom Cap^t *Martin* replied and said y^t was no matter and that is all he can saye.

Mr^s *Elizabeth Hamer*, sworne & Examined, sayeth y^t Cap^t *Martin* told her that beinge in london and goinge through *new gate* market Some other gentlemen beinge wth him, *Martha Syfmoure* cam vnto him and tooke acquaintance of him, The gent^l that were wth him asked him *is this one of you^r Virginia whoores*, Cap^t *Martin* asked them *why*, they said because she ran so often tymes into *Englande* from *Virginia* and more she canot saye.

And

And after this at another Tyme Cap^t *Martyn* cam to this Exam^t and told her y^t some body had reported to *Martha Syfmore* y^t he said she was a whoore to whō this examine answered, *no, you did not say foe, but you saide y^t some ells did say say foe to you* w^{ch} he confest to be trew.

Edward Waters geñt fworne and Examined sayeth that one *fundye* the twentieth of May 1625 he beinge sent over the water by the Gouvernor and Counsell to desire Cap^t *martine* to come vnto them To whom Cap^t *martine* replide, and asked this Exam^t w^t was the Buefenes & This Exam^t answered *when you come to the Gouvernor and Counsell you shall know the Busines*, Then Cap^t *martine* said, *O I know all the busines well enouffe that you are aboute. And for y^t all your pceedings is against my Conseyenc, therfore I will not come thither.* Then this Exam^t said (*Cap^t Martine I will retourne y^t answer to y^e Gouvernor & Counsell*) Whervppon Cap^t *Martine* answered *You may do as you will for I will not Come at this Tyme*, And further this Exam^t sayeth y^t M^{rs} *Procter* and M^{rs} *Perye* wished him to come over wth this Exam^t, But he answered them (*again I will not goe over at this tyme.*

M^{rs} *Alice Procter* fworne and Exam^d sayeth y^t Cap^t *Martine* said to her, and her hufbande that he would not come to y^e Asssembly for y^t hee knew the King & Counsell did not allow of it, And therefore he wold wash his handes from Inocent blud as *Pilot* did, she further sayeth that Cap^t *martin* told her and her husband y^t he had pved S^r *George Yardley* periured before the Gouvernor and Counsell, And further she sayeth y^t when Cap^t *Marten* and Cap^t *Bargraue* were in fuite of law in *England*. Vppon the endinge thereof (The King said y^t yf any should heerafter Complaine against Sir *Thomas Smiths* Gouverment they should be pclaymed Traytors

M^{rs} *Perry* fworne and Examined sayethe that she hath hard Cap^t *Martin* saye that y^e Gouvernor and Counsell had noe power to calle a generall Asssembly, neyther could they iustifie the doinge thereof, And y^t he for his pte would haue noe hand in it, she further sayeth y^t when M^r *Waters* beinge sent from y^e Gouvernor and Counsell, entrated Cap^t *Martin* to com over to them, he replied, he would not nor would not haue any hande in their busines, And further she sayeth y^t Cap^t *Martine* saide y^t yf they called the Kings wisdom in question, for anything he knew, the Kinge might pclayme them Traytors, And further he said to this Exam^t (that yf he had not beene, The Colony and their posteritee had all been sold for slaues)

And further she sayeth y^t in the time of S^r *Thomas Dales* Gouverment *Ann leyden* and *Jane Wright* and other women were appoynted to make shirtes for the Colony fervants and had six nelde [needle] full of threed allowed for making of a shirte, w^{ch} yf they did not pforme, They had noe allowanc of Dyett, and becaufe their threed [was] naught and would not ferve, they tooke owt a ravell of y^e lower pte of y^e shirte to make an end of y^e worke, and others y^t had threed of their owne made it vpp wth that, Soe the shirts of those w^{ch} had raveled owt pte pved shorter then the rest, for w^{ch} fact the said *Ann leyden* and *Jane Wright* were whipt, And *Ann leyden* beinge then wth childe (the same night therof miscarried)

Yt is ordered that y^e Plantationes from aboue *Flowerdy hundred*)
vpwordes shall haue of powder.....)2 barrells
The Plantations over y^e water and *Hogg Ilande*.....)i barrell ½
For *warishcoyke*.....a barrell
For Cap^t *Tuckers* side.....i barrell
For Cap^t *West* for *Kickatan*.....i barrell
Thofe aboute *James Cyttie* to be pvided owt of the powder cominge)
For *mulbery Ilande*.....½ a barrell

The Comanders of the Plantationes to dispose of the one halfe Accordinge to mens necessities. Wth a strickt Charge to them not to waste any, And the other to lye by them for any occasione that may happen. And the Comanders to be bounde to make good the like quantetie to the publique store so soone as any powder may be bought

Cap^t

Cap^t Tuckers Affirmation

Cap^t martin and I walkinge before Thomas Dunthornes howse demanded of me wherfore Edwarde Sharples lost his eares, I answered he had nott, but that he had deserved to haue them cut of, well said hee, it had beene better they had not medled wth him, I demandinge of him why he should say foe, hee answered, I feere me some who were the cause of his Condempinge to y^t punishment, will stand in y^e place he did, This is the truth and nothinge but the truth, accordinge to my best remembrance

William Tucker.

xxx^o dye of *maye* 1625

A COURTE held the xxx^o dye of *maye* 1625 beinge
present

S^r *ffrancis Wyat* Knight Gou^rnor & S^r *George Yardly*, Knight, M^r *George Sandys*, Threaf, Cap^t *Roger Smith*, Cap^t *Samuell Mathews*, M^r *W^m Cleyborne*

Yt is ordered y^t John Carter shall enter into bonde wth sufficient securitie for the payment of two hundred twenty and five pownde waight of y^e best marchantabl tobacco the tenth of *November* next Enfuinge to M^r *John Twke*, and to paye and discharge all other Charges concerninge the recovery of the faide dukes

Yt is ordered y^t M^r Thomas Edwardes shall paye twenty shillings in money to Cap^t *Peerce* in lew and Satisfaction of one hogfhd of beere, w^{ch} M^r *Edwards* should haue deliuered to Cap^t *Peerce* in *Virginia*

Y^t is ordered y^t wheras M^r Jo: Dennis was to bringe over A man seruant for Liv^t *George Haryfone*, that *Robert Denis* beinge Attorney for y^e said *Jo: Denis* shall geeve securitie to M^r *George Humfrey* for to deliver him A man seruant at or before the first dye of *January* now nexte enfuinge for sufficyent Satisfactn for him.

Hugh Crowther gent sworne & Examd sayeth y^t in *Aprill* 1622 Cap^t *W^m Powells* man and divers others did Cleere a peece of grounde w^{ch} Cap^t *Samuell Mathews* now vfeth owt of w^{ch} ground Cap^t *Powell* had xxi fhars M^r *Hugh Crowther* had xj fhares, *Richard Pace* had x fhares, *W^m Pery* had three fhares *Thomas Garfes* (?) had two fhares, And *Richard Richards* had one share, And further he sayeth That y^t ground was not clered for Cap^t *Powell* or any other man in p^ticular foe farr as ever he did heere or knowe. And further he sayeth that fix of his family who did help to Cleere y^t grounde had noe share

Edward White sworne and Examd sayeth y^t he doth not know y^t that ground was cleered for Cap^t *Powell* but y^t it was for y^e vse of the Companey y^t clered the same And further sayeth y^t he hard y^t Cap^t *Powell* did claime that grounde as farr as M^r *Threars* fwampe to be his grounde And y^t about *Crifmas* 1620 Cap^t *Powell* did exchange y^t grounde where now M^r *Crowthers* liveth wth Cap^t *Hurlstone* for certen land w^{ch} he was to make good to Cap^t *Powell* in *Hogg Ilande*, And for y^e Cleeringe of y^e ground, and fharinge he affirmeth to as much in effect as M^r *Crowther* hath done.

Sachary Crispe for the Cleeringe & the Shares afirmeth as much as M^r *Crowther* hath done, but Concerninge y^e exchange he knoweth nothinge.

further M^r *Crowther* sayeth y^t he thinketh y^t Cap^t *Mathews* hath bestowd as much more paynes in cleeringe the same grounde w^{ch} bore corne y^e same yeere, to bringe it to y^e p^tfectione it is now at, besides some w^t more w^{ch} he hath now cleered, y^e quantetie wherof he doth not know.

Edward White and *Sachary Crispe* affirme the same

Richard Richardes sworne and Examined sayeth that he went over to y^e grounde wth *Richard Pace* and y^t *Richard Pace* went as overfeer for Cap^t *Powell*. And sayeth y^t he never harde but y^t it was Cap^t *Powells* grounde, and y^t they cleered it as Cap^t *Powells* ground (as he ever conceived)

James

James Carter fsworne and Examd fayeth ¹⁶

John Twke fworne and Examd fayeth that he doth know y^t *Thomas Edwardes* did Deliuere a pipe of Seack to M^r *Robert Benett* w^{ch} seack cam in y^e *Abigall* and as this Exam^t thinketh the price was two hundred and sixtie pound waight of Tobacco

Dephebus Caue fworne and Examd fayeth that the Accompt w^{ch} he p^duced in Courte is A trew Accompt. And is dew from M^r *Robert Bennett* deceased deductinge four p^{ts}cells dew to M^r *Bennet* from him mentyoned in M^r *Benetts* Booke.

Yt is ordered y^t M^r *Greene* shall paye *Addam Dixsone* towards the harmes y^t M^r *Reynolds* sow did him in his Corne twenty pownd waight of Tobacco.

Henry Speede one of the Company of the good shipp caled the *Temperance* fworne and Examined fayeth That *Henry wilkinsone* who came A ffree passenger in the said shipp and died at *newports news* abourd the shipp who laye sick at sea the space of three weeks, And This Exam^t finding him to be very weake advifed him to make his will. and to sett an order for his estate, To whom the faide *Henry Wilkinson* faide (*that should not neede for yf I die I doe give all I have unto william slight.* (only he had six pownde in money in *England* w^{ch} willed his Sifter might haue if she would accept of it. After This (this Exam^t demanded of the said *Henry Wilkinson* whether he would yett make his will (To whom he answered) *To morow in the morninge I will* (but that night he died but before he died he gave to this Exam^ts wiefe twelve pounce of Tobacco, w^{ch} is to be paid by *W Slight*.

Thomas marlatt gent fworne and Examd the first daye of *June* 1625 before the Gouernor, depofeth. That M^r *Threaſ* never Receaved any of the goodes and p^{vi}siones y^t were sent over for the *East Indie Scoole.*, But that they were receaved by Liv^t *Thomas Ofbourne* Accordinge to the Invoyce Imediatly taken owt of the shipp At M^r *Evans* his Plantacone, over the water where the faide Liv^t *Ofbourne* wth the Colledge men then remayned, and fayeth further y^t *Edwarde hawfone*, *Richarde Skarborow*, *Leonard Hufon* his wiefe and Children and *Leonard Hufon* him selfe died before Liv^t *Ofbourne* and y^e college people removed to *harry hattocks.* *John wilde* died aboue after Theire goinge vpp before the Ende of *Auguft* followinge. And *William Dalby* only remayneth alive, And he remembreth y^t *Godfrey Dixſe* died before y^e later end of *maye*

seaventh of *June* 1625

A COURTE held the seaventh of *June* 1625 beinge p^{se}nt

S^r *ffrancis Wyatt* Knighte Gou^rno^r &c., S^r. *George Yardley*, knight, M^r *George Sandys*, Threaſ, Cap^t *Roger Smith*, Cap^t *Raphe Hamer* & M^r *Abraham Perſye*, M^r *William Cleybourne*.

Edward Blany marchant fworne and Examined fayeth y^t in *Ann^o* 1625 he receaved of S^r *George Yardley* one Thowland and fix hundred pound waight of Tobacco or thereabouts in Role w^{ch} was foe wett and ill Condiçoned, y^t he retourned it vppon S^r *George* his hande againe, And after by S^r *George* was dryed and made vpp againe w^{ch} when it caime to this Exam^t his Skales to be waide, it was twelve hundred poundes waight or thereabouts and no more And y^t S^r *George* after did make vpp the said some of one Thowland fix hundred waight of Tobacco to this Exam^t

Wheras y^t prooffe w^{ch} y^e Courte required by an order bearinge date the 12th of *Aprill* 1624 is now arived, Concerninge the Controverſie betwene *Stephen Poore* in the behalf of *Sara Templeman* an orphant and *Symon Withe* and though the wrightins concerning y^t buſſineſs are foe defaced and imp^{fe}ct y^t they cannot bee recorded, (*The Court doth order y^t the three hundred and thurtie pound waight of Tobacco remainder of Symon Withe* his estate ſhalbe sent home and Conſigned to M^r *Nicho: fferrar Edmund Pitchard* beinge gone home who was appoynted to receive it.

¹⁶ A ſpace is here left blank in the original.

William Dwglafs fworne and Examined fayeth that the shipp caled y^e *Tiger* would not woorke vppon the starr boorde tack when she went quarteringe but what the occasione was he knoeth nott but he doth suppose she was misf Trymde. And further fayeth she had a leake in her bowe, but it was not any cause of the damnifying of the goodes And that when the storme came shee wold not woorke but laye vnder the sea: in w^{ch} storme the goodes were dampnified, and fourthe fayeth that he had certen Tobacco laden aboorde the shipp w^{ch} was spoyld And if he had nott thought it had beene spoyld by the Cafualtie of the sea he would have fought for Satisfactione at the Courte in *Kingsale* in *Irelande* wher other of the Passengers did sue for Satisfactione for their loffes, But they had no Satisfactione allowed them in y^t Courte of *Kingsale* in *Irelande*

Wheras M^r *William Cleybourne* was to have by agreement wth the Company Thurtie pownd sterlinge ꝑ Ann^o or so much valuable Comodities as they were woorth in *England* for w^{ch} he was Contented to accept of two hundred waighte of Tobacco for the first yeere in Ann^o 1622 in w^{ch} the Maffacre hapned, But for these two last yeers (*vidlⁱ*) 1623 et 1624 he desireth of this Courte y^t he may receave fower hundred waight of Tobacco for each of these two last yeers The Courte Conceavinge his demand to be reafonable have ordered y^t eight hundred waight of Tobacco be payde vnto him owt of the Companys rents

xiiith of June 1625

A COURTE held the xiiith of June 1625 beinge
present

S^r ffra: Wyatt Knight Gouverno^r S^r George Yardley Knight M^r George Sandys Threaf Cap^t Smith Cap^t Hamer, Cap^t Samell Mathews M^r Abraham Perfie M^r W^m Cleybourne.

William Pery fworne and Examied fayeth that about *Christmas* 1622 Cap^t W^m Powell willed this deponent to shew Cap^t Mathews y^t ground w^{ch} now Cap^t Mathews vsleth of w^{ch} ground Cap^t Powell had Cleered some 8 or 9 acres before Cap^t Mathews seated thereone, and y^t Cap^t Powell did lend Cap^t Mathews the howses of the vpper fort for the vse of his servants but vppon w^t Condiçions Cap^t Mathews did hold the grounde from Cap^t Powell this depôt knoweth nott.

And further fayeth y^t a little befor Cap^t Powell dyed, Cap^t Mathews had shipped his goods and most of his Servants to goe vpp to *Pilbrook* but Cap^t Mathews staide, as he told this depon't at the request of M^{rs} Blayny, w^{ch} M^{rs} Blany after denied to this deponent, And further fayeth y^t after Cap^t Mathews was resolvd to staye he willed this deponent to goe to M^r Crowther. And to ꝑswade him, to lett Cap^t Mathews have his grounde, And that he y^e said Cap^t Mathews would ꝑcure y^e faide M^r Crowther other grounde either at *Martins hundred* or at the Colledg in lewe thereof, To w^{ch} M^r Crowther replied he would not vnles he were forced thereto.

And further fayeth y^t Cap^t Powell offered M^r Pace he should have the ground yf he would continue there and builde vppon [build vppon it], yf he did not [intend] to goe to his owne Plantaçon, But Riçh Pace goinge to his owne Plantaçone, did leave it vpp to Cap^t Powell

We see noe such right invested in Cap^t Powell and his Children in the land now in Controversie wherby wee can by A legall order put Cap^t Samuell Mathews who is ꝑsently saeted thereone, (owt of Possessione)

The Courte conceive noe sufficyent grounde for us to grant A warrant to M^r Woollridg for recovery of the twenty six pownde, of Cap^t W^m Peerce and M^r Blayny given M^r Woollridg by an Awarde owt of *Englande*.

W^m Greene Churgione fworne & examied fayeth y^t the bill of Phisick & surgery ꝑduced in Courte, w^{ch} was minfstered vnto John Stephens him self and his servants at sea is A trew bill, And that John Southerne shall satisfie the same before M^r Greene departe

June

June the 17th 1625Before Sr *francis Wyatt* Knight *Gouvernor &c.*

Roger Williams aged xxiii yeers or therabouts fworne and examind sayeth y^t before before Cap^t *Samuell Mathews* had shipped his goodes to goe vpp to *Polebrooke* his servants had cleered some grounde, one the same side of the shwampe where Cap^t *Mathews* howse doth stande neere vnto the swampe, w^{ch} p^otteth the landes of Cap^t *Mathews* & Cap^t *Powells*, And y^t after Cap^t *Mathews* had landed his goods at Cap^t *Powells* houfes w^{ch} he first intended to have caried vp to *Polebrooke* then Cap^t *Mathews* servants did Cleere some grounde in or neere the place where the howses of Cap^t *Mathews* now stande, beinge the land w^{ch} *Edwarde Blayney* claymeth in the right of Cap^t *Powells* Children, And that this Cleeringe of the grounde in questione, was in the liefie tyme of Cap^t *Powell* since deceased.

Aron Conway aged xxii yeers or therabouts fworne and Examed sayeth y^t before Cap^t *Mathews* had shipped his goodes to goe vpp to *Polebrooke*, hee this deponent wth other of Cap^t *Mathews* servants did begin to cleere a peece of grounde neere to the swampe w^{ch} p^otteth the lande of Captain *Mathews* and the Children of Cap^t *Powell* deceased, And that after Cap^t *Mathews* had changed his resolution for goinge to *Polebrooke* and had landed his goodes at the howses of Cap^t *W^m Powell* deceased he this deponent wth other of Cap^t *Mathews* servants did cleere some p^ote of the grounde where now the howses of Cap^t *Mathews* stande, or neere vnto them, beinge the land w^{ch} *Edward Blayny* Claymeth in the right of the children of Cap^t *Powell* deceased, And that the Cleeringe of the ground in question, was in the liefie tyme of Cap^t *Powell*

xi^o of *July* 1625

A COURTE held the xi^o of *July* 1625 beinge
p^osent
Sr: *francis Wyatt* Knight *Gouvernor &c.*, Cap^t *Roger Smith*. Cap^t *Raphe Hamer*,
Mr *William Cleyburne*.

It is ordered in Courte y^t Mr *John Chew* shall contynew Prisinor vntill he hath given Doctor *Pott* Satisfactione for five barrells of Corne.

Examinations taken the Twentieth of *July* 1625 before Sr *francis Wyatt* Knight
Gouvernor &c., Cap^t *francis west*, Cap^t *Roger Smith*, Cap^t *Raphe Hamer*,
Mr *William Cleybourne*.

William Barnes, borne in *ffawley* in the Count of *South*. fworne and Examined sayeth, that Cap^t *John Powell* shipped him at y^e *Ile of Wight* in y^e good Shipp called y^e *black Befs* of *fflushinge* of y^e burthen of one hundred Tunns and sayeth y^t he was acquainted that she was A man of warr, But Cap^t *Earsfield* wished this Examine to goe alonge in the vioage wth Cap^t *Powell*, for y^t he had seene and p^oused his Comissione from y^e States & fownd it to be Sufficyent, And sayeth y^t Cap^t *Powell* shipped him for shares and not for wages, And sayeth that they were fower score and tenn or fower score and twelve men aboarde the shippe when they putt foorth to sea and y^t the shaped theyr course for the Westerne Ilandes, where they beate vp and downe the space of a fortnight, And from thence they shaped their course for the *Carib* Ilands to get some p^ovisione, to save their owne victualls, And after y^t they coasted to and againe about the *west Inges* to meete wth some pryse. And in the baye of *Marycaw* they took A ffriggett wth a shallopp, but this Examine remayned abourd the shipp and cannott tell p^ocyllie w^t goodes was in her.

And sayeth y^t Cap^t *Powell* putt some of his men into the ffriggett to man her and soe kept in Confort together for y^e space of a fortnight, And sayeth y^t divers of the Compeny
beinge

beinge putt to harde allowance, and bad vſage by Cap^t *Powell*, and beinge required by him to ſett their hands to Certen Articles y^t they ſhould goe any way he comanded them and to fight againſt any, eyther freende, or foe, They reſolved for to ſhipp them ſelves in the ſſrygett and foe to gett home for their Countrey, And they deſired Cap^t *Jonnes* to goe wth them to be their Cap^t & m^r and told him yf he would nott, They would force him vnto it, in regarde he had ſhipped many of them and was y^e occaſione they cam to foe greate miſery, And ſayeth y^t Cap^t *Powell* knew of their Cominge away and y^t they ~~ſ~~parted from him in the daye tyme, towardes y^e eveninge, And ſayeth y^t they ~~ſ~~parted from Cap^t *Powell* about the latter ende of *January*, as he remembreth., And ſayeth y^t they did beate vpp and downe y^e coaſte ſome two monethes and at laſt mett wth this ſſrygett vppon the coaſte of *Cooba* and y^t thoſe in the friggett forſooke her, & went aſhore in they^r boate wth ſuch goodes as they could carry wth them, and y^t they fownd nothinge in her but ſome 60 Turtles and certen Rawe hides, And ſayeth they tooke y^t friggett alongge wth them and y^t their intent was to have gone for *England*, but by reaſone y^t Cap^t *Jonnes* was vnacquainted in thoſe ~~ſ~~partes they could not gett free of the Ilandes, And y^t after this about Cape *Curraibes* they mett wth a friggett, and hailed to them and they caim vnder their lee, wherein were a bout ſixteene men, of whom they had ſome ~~ſ~~viſions and did pilott them in where they had freſh water.

And with them they left y^e frigott w^{ch} they had firſt taken and their owne And tooke A negro and A *ffrenchman* who came away with them willingly, And a *Portugall* to be Their Pilott owt of the *Weſt Indyes*, becauſe they had longe leyde vpp and downe, and could nott gett Cleere, After this they gott cleere and came to ye cape of *fflorida* where they intended to take in freſh water and to gett ſome ~~ſ~~viſions and foe cam to an Ancher, and ſent aſhore and gott in ſome Water and Turtles, but by extremitie of fowle weather they loſte two anchors and cables, and their boate funk at the ſhipps ſtearne, ſo as they were for~~ce~~ to leave two of their Compeny aſhore & were driven them ſelves owt into the Current ſo y^t they could not putt in to gett their men abourd nor could not putt y^e *Portugall* aſhore, as they intended at any place where his countrymen were, And after this, not beinge Sufficiently Vi~~ct~~uled to goe for *England* They reſolved to ſhape their Courſe for *Virginia*, Their ſhip alſo beinge very leakt, And ſayeth y^t they landed at Cape *Hatteras* in a ſmale boate w^{ch} they made themſelves, aboard y^e ſhipp wth ~~ſ~~parte of y^e rounde howſe to gett freſh water, but could gett none, And after y^t y^e next Daye They gott in at y^e Capes and ran into this river, uppon *Mondaye* the eleventh of this moneth of *July* 1625

William Endrye of *feverſam* in *Kent* ſworne and Examined Sayeth y^t he was ſhipt at *ffluſhing* by Cap^t *Jonnes* into y^e blacke *Befs*, and y^t he harde Cap^t *Powells* Comiſſion readd, and y^t they having vi~~ct~~uled at the *Iſle of Wight* and taken in ſome more Company, they putt to ſea & ſhaped their courſe for y^e *weſtern Iſlands*, where they beate vpp and downe ſome few days, and after went for the *Weſt Indies*, and at the *Granados* they builte them a ſhallopp. And at the bay, levinge y^e ſhipp at an Ancher, They went in the ſhallop aboute 25 men and boarded a *Spaniſh* frigott, but the men were all aſhore, where they fownd ſome ſmale ~~ſ~~viſione and certen Raw hides one the ſhore, And they mande y^e frigott and kept her in Confort with them, But after, Cap^t *Powell* cuttinge ſhorte their allowance and requiringe them to ſigne to Certen Articles, (among w^{ch}) one was y^t thay ſhould fight againſte any whether they were freend or foe, wherевpon they reſolved to depart from him and to goe for their Country, and foe was Cap^t. *Jones* for their Cap^t and M^r who was willinge to come with them. And furniſhing them with Some ~~ſ~~viſione and freſh water, They ~~ſ~~parted from their Admirall And beatinge vpp and downe one night lyinge at hull in the morninge the eſpied this frygott, and makinge after her, The men hoyſted owt their boate and went aſhore, wherевpon the went aboorde y^e frygott and fownd never a man in her; but 60 live Turtles and fower ſacks of meale and ſome linnen and woolen Cloath and ſome 5 or 6 hundred waight of Tobacco and 2 peeces of ordynance and ſome other ſmall matter Soe they mande this frigott and caried her wth them and after came to Cap *Currante* Where they fownd another frigott

friggett, w^{ch} cam vnder theire lee, and they went wth her to the wateringe place, And after they took owt of this friggett Certen Raw hides and some Tobacco and a french man and neger w^{ch} were very willinge to come wth them, and a Portugall to be theire Pilott, leauinge wth them the friggett w^{ch} they had first taken and theyre owne, And after they came to Cape *fflorida*, and having sent ashore for water, and theire men coming aboard wth water and some Turtles, leaving two of their Compeny ashore for the feackinge of Turtles, By fowle weather they lost two Cables and Anchers and theire boate funke at the Shippes Stearne, and were forced to sea, by w^{ch} means they could not recover their men nor putt the Portugall ashore, whom they were forced to take in to be a Pilott for to bringe them owt of the Islands, and their victualles being short and the shipp leakye they resolved to shape theire course for *Virginia* and arrived heere on *Mondye* the eleventh daye of *July* 1625

Andrew Roe of *holte* in *Northfolke* sworne and examined Sayeth y^t he was shipt in *fflushinge* by Cap^t *Powell* and Cap^t *Jonnes* in the *Black Befs*, and havinge victuled at the *Isle of Wight* they put owt to sea and went first to y^e *western Islands*, and from thenc to y^e *West Indies*, where they lighted uppon a friggett, but he this Examⁿt was not aboard the shallopp y^t took her. soe they mande the friggett and tooke her alonge wth them, and after becaufe Cap^t. *Powell* would not allow them Sufficyent water and victuals, and required them to sett their hands to Certen Articles, y^e Compeny grew disconted [discontented], and soe Cap^t *Powell* bid them that would goe for theire Country to take the friggett and goe in her, Wherevppon the Chose Cap^t *Jonnes* for their Cap^t and M^r and parted from him, intendinge to goe Immediatelie for their Countrey, but theyre provisions and water beinge spent, they were forced to putt in for releefe, And havinge gott some provisions they could nott finde the way owt of the Islands, the Cap^t beinge vnacquainted in those parts, And after beating vpp and downe they lighted uppon a ffrygett where they found 60 Turtles and some Tobacco and meale and other fmale matter, and takinge her wth them, afterwards lighted vppon a *Spanish* friggett w^{ch} came under their lee, and they gave them their first friggett, taking out of her some Raw hides and some Tobacco and a negro and a frenchman who were desirous to goe alonge wth them, and a Portugall to be theire Pilott owt of the Islands, intendinge to sett him ashore vppon Cape *fflorida* or thereabouts and after they gott some fresh water and provisions ashore, They left two of theire Company ashore, and the weather growinge fowle they lost two Cables and Anchers and theire boate funke at the ships sterne, by means wherof they coulde not goe for their men but were driven owt to sea, And after had no oportunitie to sett y^e Portugall ashore but came directly for *Virginia*, where they Arrived one *Mondye* the Eleventh of *July* 1625

July the xxi^o

being present

SIR FRANCIS WYATT Knight, Gouvernor &c., Cap^t *ffrancis West*, Cap^t *Roger Smith*, Cap^t *Raphe Hanor*, M^r *William Cleyborne*

Yt is ordered y^t fowerteene of those men w^{ch} came in wth Cap^t *Jonnes* shalbe sent vpp to *James Cyttie* wth y^e first, To be disposed of by the Governor and Counsell to such places in the Colony as they shall thinke fitt, wherof the frenchman to be one, And y^t Cap^t *ffrancis West* make Choyse of such others as he shall thinke fitt of.

And y^e Courte doth Consent to y^e request of Cap^t. *ffrancis West* That he may make vse of the ffrygett and all the Tackell Apparell munitions mafts sayles sayle yarde &c., now to her belonginge or appertayning, divided that he shalbe accomptable for the valuable some of twelve hundred pownd weight of Tobacco, W^{ch} some Cap^t *Jonnes* and the ships company hath demanded for her, To any such to whom of right she shall Appertaine vppon further Consideration

Yt

Yt is also ordered y^t the Spaniard shalbe sent vpp to y^e neck of lande vnto M^r Luke Boyse, there to abide (vntill fourther order

November 1624

Received of Dicktoris Christmas and John Haffarde for the vse of Suthampton hundred fower barrells of Corne by the appoyntment of M^r John Powntis

¶ me John Utie

M^r Powntis receaved of them when he went a trading for the vse of his Pynnace said barrell of Corne

Witnessed by Richard X Croker

Receaved the 9th of December 1623 for the vse of M^r John Powntis in ¶te of a more some one hundred and fower pownde of Tobacco, I say receaved of John Haffarde the same above

Nathaniell Basse

xxiith of Awgust 1625

A COURTE held the xxiith of Awgust 1625 beinge

presente

S^r: ffancis Wyatt, Knight Governo^r &c, Cap^t ffra: West, Cap^t. Roger Smith, Cap^t. Raphe Hamer, M^r W^m Cleybourne.

John Southerne fworne and examñed sayeth that Thomas Passmoure and Christopher haule came unto him for to have him make a payr of covenants betwixt them, the saide John Southerne demanded of them, w^t theire bargane was, they saide the cropp was to be sett in feaven ¶tes wherof M^r Passmoure was to have fowre shares and Christopher Haule to have three, But M^r Passmoure saide he would have a little peece of grounde to him selfe for his wiefe and his boy to plant and tend, To w^{ch} Christopher Haule saide I will make no new bargaine, and yf you will stand to our first bargaine (so) otherwise I will make no other bargaine, and so they departed.

Thomas Brodfiel fworne and Examined Sayeth that he fitting in Compeny wth M^r Passmoure and Christopher haule he harde M^r Passmoure saye that Christopher haule should have three shares of y^e Cropp and y^t he would leave his men over to Christopher haule and meddle not wth them, And this was spoken before this Examñt after they had been wth M^r Southerne. And M^r Passmoure willed this Examñt to take notice w^t he saide

Yt is ordered y^t John Haule shall have his howle and fowre Acres of land ioyninge to the land of Thomas Passmoure scytuate in James Cyttie Island where he hath now built & feated

Thomas Kerfie fworne and Examined sayeth, That Christopher haule did woorke about y^e Cropp sometymes two howers in a Dye and sometymes three howres and very feldome a whole Dye together

John Buckmaster fworne and Examined affirmeth as much as Thomas Kerfie hath formerly saide

It is agreeede by and wth the Consents of Thomas Passmoure and Christopher haule (as followeth) That is to say y^t of y^e Cropp now in question between them M^r Passmoure shall have fower shares therof & Christopher haule to have three shares and Thomas Passmoure To have the little hill now planted with pease and pompions to him selfe, And yf Christopher haule shall neglect his Carefull labour for y^e good of y^e Cropp, That then he shall make allowance to Thomas Passmoure for the same.

Yt is ordered, y^t Mounfyue Bomounte may feate him selfe and his people vppon any place About y^e Esterne shore, being five miles from any land actually possesed by y^e Compeny or any other man. And for any other order the Courte cannot determine, before they bee farther informed wth y^e Certentie of y^e boundes of y^e lande, w^{ch} he desireth to have granted.

xxixth of

xxixth of *August* 1625,

A COURTE held the xxixth of *August* 1625, beinge
present

Sr: *francis Wyatt*, Knight, Governour &c, Cap^t. *Roger Smith*. Cap^t *Raphe Hamer*,
M^r *W^m Cleybourne*.

Cadwallader Jones Sworne and Examined sayeth y^t vppon *Thursday* nyght last he harde a Tumulte in *Joseph Johnstone* his howse betwixt the said *Joseph* and his wiefe. And sayeth y^t M^r *Bransbye* his m^r caled to this Examīnt and other of his fellowes to come to him. foe this Examinat and *Rober Crew* his fellow servant, went to *Joseph Johnstones* howse where he and his fellow servant found their M^r and *Joseph Johnstone* fallen fowle together they being vppon the bed, where they *ϕ*ted them, And further sayeth y^t M^r *Bransbie* said *this I have for ϕtinge of Newgate birdes and Bridewell whores*

George Prouse sworne and Examined Sayeth y^t vppon *Thursday* last M^r *Bransbie* his m^r after he came from *Joseph Johnstones* howse sent this examīnt to *Johnstones* howse for his hatt and hat bande, And Cominge away from y^e howse he heard M^r *Bransbie* say to *Joseph Johnstone*, y^t yf he did beat and abuse his wiefe any more he wold beate him tyghtlie vnles y^e Governor comanded y^e contrary.

And further *Cadwallader Jones* sayeth y^t about y^e midft of *October* 1624, *Joseph Johnstone* goinge abroad with his peice, very far from his howse and in great danger of the Enymie, M^r *Bransbie* being Comander of y^e *Plantacon*, hath often admonished him therof, And M^r *Bransbie* offeringe for to disarme him of his peece, y^e said *Joseph* beinge gott into his howse, *ϕ*sented his peece against M^r *Bransbie*, sayinge *now come if you will*.

And further *George Prouse* before sworne and examined sayeth that about *Easter* laste *Joseph Johnstone*, beating of his wiefe, M^r *Bransbie* and others wth him Cominge vpp towards *Johnstones* howse, to pacifie them, The said *Johnstone* *ϕ*sented his peece owt at his window and said To them *w^t have you to do heere, you were best kepe back or I will make y^e stande back*

Yt is ordered at this Courte, that *Joseph Johnstone* in regard of his contempt against the Comander of the *Plantacone*, as also for y^e Contynuall squabbling and misusinge of his wiefe, shall enter into bonde of fortie pownds wth a sufficient securitie, to be from hencforth of good behavioure, as well towards our Souveragne lord y^e Kinge, as all other his leege subiects

12th of *September* 1625

A COURTE helde the 12th of *September* 1625 beinge
present

Sr: *francis Wyatt* Knight Gouvernor & Cap^t *Roger Smith* Cap^t *Samuell Mathewes*
M^r *Abraham Peersey* m^r *W^m Cleybourne*

Y^t is ordered y^t *william Browne* Boatwayne of the good shipp called the *Elizabeth*, shall deliuer three hatts to m^r *Thomas Allnut*, w^{ch} were sent him owt of *Englande*, w^{ch} the said *W^m Browne* sold at *Kickowian*, At or before the xixth dye of this instant moneth of *September* beinge *mondye* next

M^r *Jonas Stogden* minister sworne and examined sayeth that he by the Appoyntment of M^r *John Powntis* did paye to M^r *Edward Cage* and m^r *Tho: Edwards* two hundred and twenty pownd waight of Tobacco for w^{ch} they gave y^e said m^r *Stogden* Accquittanc for y^e receipt therof (w^{ch} was lately burnt in his howse by Casualtie of fyre)

Didoris Christmas being sworne (Depoeth that he brought the said Accquittance from m^r *Edwardes* and Deliuered it to m^r *Stogden*.

further m^r *Stogden* depoeth y^t m^r *John Powntis* did accept of a bill of dept for fower barrells and a halfe of Corne, w^{ch} M^r *Samuell Jurden* had bounde him selfe to pay to

m^r

m^r *Tho. Dowse*, And in lew of the said bill, did discharge *Diāoris Christmas* and *John Haffarde* of fower barrells & halfe of corne dew from them to y^e said m^r *Jo. Powntis* (w^{ch} bill he said he was y^e more willinge to accept of for y^t he was indepted to m^r *Jurden*.

the xixth daye of *September* 1625

A COURTE held the xixth daye of *September* 1625 beinge
 p^{se}nt
 S^r: *francis Wyatt Knight* Gouvernor &c. Cap^t *Roger Smith*, Cap^t *Raphe Hamer*,
 M^r *Abraham Persey* m^r *W^m Cleybourne*

Walter Horfefoot fworne and examined sayeth, that the shipp caled the *Elizabeth* was arested at *Dover* for the Kings service, whervppon the purfer of the shipp rid to *London* and brought A Letter to the Liv^t of *Dover* Castle. And foe the shipp was discharged.

further he sayeth y^t *John Hobbs* a servant of Cap^t *Bickley* cam away from the shipp and after M^r *Page* goinge wth the water baylie to y^e Cap^t wth whom *Hobbs* was had him delv^d [delivered] agayne.

And further sayeth y^t some of M^r *Perseys* men marched in their armes, before m^r *Page* his face, And further sayeth y^t one *Hugh Symster* A Carpenter offered m^r *Page* y^t yf he wold paye xx^s and discharge his hofte he wold come alonge wth him w^{ch} Carpenter was one of m^r *perfy*s men

Yt is ordered in Courte y^t m^r *Peersey* shall have one of the boyes named *Burrows* sold by the purfer, or otherwise the purfer to Compownd wth m^r *persey* for him. M^r *Perfy* desireth now to haue *Robert Burrows*

Walter Horsefoote further sayeth y^t m^r *Page* saide that m^r *Wake* was to haue a boy of his named *burrows*.

W^m Webfter purfer Doth Consigne over to M^r *Abraham Perfy* *Hugh Brooks*, *W^m Larance* and *Jane Steckie*, in lew of three servants w^{ch} y^e M^r and Compenny suffered to goe away from them beinge three of m^r *perfy*s servants

Receved of m^rs *Woollrige*

one hogshed marked—T D

one barrell marked—T D

one servante

william WB Broune

his marke

Ytt ys ordered y^t m^r *woolgrige* shall haue a boye servante Caled *whiffie* now remayninge wth *Thomas Spillmas* in fatisfaction for his servante, w^{ch} y^e ships Compenny suffered to goe away.

Yt is Also ordered y^t for a kilderkin and fmale cheft of Surgery sent over by m^r *Woodall* to *Christopher beaft*, the Colony beinge in great want of y^e said furgery That not wthstanding m^r *woodalls* desire of hauinge the same retornde, m^r *Vake* Do leaue the saide goods heere wth y^e Phifitions and Chirurgions y^t they may be furnished therwth, they puttinge in securitie to this Courte, To pay to m^r *woodall* in *Englande* so much redie money as it Cost wth such refonable proffit as shalbe to his Content.

Yt is ordered y^t the Purfer of the *Elizabeth* shall pay to m^r *Pearle* for 6 tonne of beere and 9 hundred of bred w^{ch} they spent of his at sea the some of twelve hundred waight of good Marchantable Tobacco at or before the last Dye of *November* next enfwinge, vppon payment wherof, M^r *Pearle* shall give the said purfer A Discharge for all the goodes shipt aboorde the *Elizabeth* by m^r *Bennett* And for five servants y^t rann away in *Englande* at *Dover*, M^r *Bennett* is to Receive fatisfactione for them in *England*.

Yt is ordered that Cap^t *Bafs* shall deliver some Cloaths to the *Portugall* owt of Cap^t *Jonnes* his cheft of Cloathes for his p^{se}nt vfe w^{ch} is to be fatisfied owt of y^e negros labour.

Yt

Yt is ordered y^t the negro y^t cam in wth Cap^t. Jones shall remaine wth y^e La: Yardley till further order be taken for him and that he shalbe allowed by the Lady Yardley monthly for his labor forty pownd waight of good marchantable tobacco for his labor and service so longe as he remayneth with her.

A Copie of M^r John Woodall his Letter

M^r. Richarde Wake

Yf so god have appoynted y^t my Servante Chriftopher Beste ben ot Living at your Cominge into Virginia or that he before your cominge, bee comen for Englande then I pray you to take into your Custodie, one barrell of (W N^o 8) wheat fflower marked as in the margent, & also one Rundlett of fix gallons of (W n^o 2) aquavitie, and Also one Rundlett of like quantitie filled wth Tamarindos 36^{ti} and to sell them for me to the best advantage you can and I will give unto you (W n^o 4) for your love to me in selling of them an honest Just p^{ss}ett, the Rundletts are (W n^o 5) marked as in the margent, and for y^e Kilderkin and smale cheafte marked as (C B N^o 2) in the margent, I pray you desire the m^r of the shipp to bring them back again to me unopened and well Condiçoned, and I will paye him freight for them, as also all my Letters, directed to Chriftopher Beste I desire him to retourne them sealed unto me, and I pray you speak to him for them, and soe God bleffe your Vioage, In wittnes whereof I have herevnto sett my hande the 5th of November 1624.

By me John Woodall,

*To his louing frend M^r Wake, Surgeone ddr
This*

thirde daye of October 1625,

A COURTE held the thirde daye of October 1625, being
p^{ss}ent

S^r ffancis Wyatt Knight Gouvernor &c. Cap^t ffancis West Cap^t Roger Smith
Cap^t Raphe Hamer Cap^t Samuell Mathews M^r. William Cleybourne.

Yt is ordered y^t A warrant be sent for Rober Saben and William Pryor to appeere before the Govern^r and Counsell at James Cyttie vppon monday next, and y^t Pryor doe bringe vp his Covenants with him

Yt is ordered y^t Walter Horsefoot shall put in Sufficient securitie betwixt this and monday next to the Purfer and shippes Companie for such dept as shalbe dew vnto them.

The Court hath Condescended vppon the ernest petiçone of Thomas Drauthorne[?], one of the Compenys tenants y^t he shall p^{ss}ently have his freedom, payinge his rent for this year, And putting in bond wth sufficient securitie in a hundred pownds Ster., y^t he shall pay for the residue of his tyme he is to serve, as any of the publique Tenants shall paye, whether he live or dye.

Yt is ordered y^t y^e Purfer of the Elizabeth shall paye for a hoggs [hogfhead] of meale a bushell of peas one bushell and a half of meale and one firkinge of fuet beinge the goodes of Jo: Pickernell, Deaceased, one hundred & fyfteen pownd of Tobacco.

Yt is ordered y^t M^r David Sandys minifter, dying about the first of Awgust laste, shall haue the dewes paide for his minifterie as yf he had lived till the Cropp had beene gathered, And that all his p^{ss}isoners do paye their tythes to the Adminiftrator or Executor of the said M^r Sandys or theire lawfull Assignes

Yt is ordered y^t accordinge to y^e great Charter of orders, the Counsell shall receive the moytie of the rents of the publique Tenants, Allowing owt of it to M^r W^m Cleybourne for his meanes belonging to his office of Surveyor for this yeere fower hundred waight of Tobacco. And to Randall Smalewood p^{ss}ost Marshall two hundred pownd of Tobacco

Tobacco and three barrells of Corne, And the other moytie to remaine in the hands of S^r *francis Wyatt*, Gou^rnor &c., a P^{te} of Satisfaction of his meanes dew to him.

Yt is ordered y^e negro caled by the name of *brase* shall belonge to S^r *francis Wyatt* Gou^rnor &c., As his fervant, Notwthstandinge, any sale by Cap^t *Jonnes* to Cap^t *Bafs*, or any other chaleng by the ships company, And that neither Cap^t *Bafs* shalbe lyable to his bill to Cap^t *Jonnes*, nor Cap^t *Jonnes*, to his Covenant of makinge good the sale to Cap^t *Bafs*.

The Oathes of *Thomas Swyft* and *William Bynks*, Taken before the Right Woorp^l

S^r *francis Wyatt* Knight, Gouernor &c., the seventh day of *October* 1625.

Thomas Swyft, gent, vppon his oath depofeth, that he hath harde *John Burlande* hundrie tymes demande of M^r *Threa^r* Satisfactione for certen Tobacco and three barrells of Corne, w^{ch} Cap^t *William Norton* did owe him & fayeth that M^r *Trea^r* did promise him payment as soone as Cap^t *Nortons* goodes were folde.

And further he fayeth y^t he hath harde it often tymes reported by divers P^{sons} that *Thomas Willfone* did worke a long time wth Cap^t *Nortone* (but how long he doth not certenly know), and further fayeth that he hath harde M^{rs} *Peirce Bernardo*, who lived in howse wth Cap^t *Nortone* (faye) that the said *Willfone* did never receive satisfaction of Cap^t *Nortone* for his worke.

William Bynkes sworne (depofeth) that he knew that the said *John Burlande* did remain wth Cap^t *Norton* before his death and after, A twelve moneth at the left, but [what?] wages he was to have he knoweth not.

And as Concerninge *Thomas Willfon*, he faye as much as M^r. *Swyft* hath faide.

XVIth of October 1625

A COURTE held the XVIth of *October* 1625 beinge
present

S^r *francis Wyatt* Knight Gouernor &c Cap^t *francis West* Cap^t *Roger Smith*
Cap^t *Raphe Hamer* Cap^t *Samuell Mathews* M^r. *William Cleybourne*.

Yt is ordered y^t *William Dame* shall paye to the Assignees of *Morris Thompson* Immediately three hundred pownde weight of Tobacco w^{ch} was dew to the said *Moris Thompson* by bounde the first of *December* last past as by y^e bound p^{duced} in Courte Appeareth, And by the said W^m *Dame* Acknowledged in Courte.

Yt is ordered y^t the p^{vo}st Marshall shall receive all such depts and Tobacco as shalbe dew to *Elizabeth ffox* widdow and to take the charge of sendinge of the same to her into *England*, receaving a bill of lading for y^e same, & to pay such depts as *ffox* did owe in this Countrey

Yt is ordered y^t there be a warrant sent for *Henry Geny* doe appear before the Gouernor & Counsell at *James Cyttie* wthin ten days next after sight of the warrant, to answere to his Contempt in goinge A Tradinge, Contrary to the Act of the generall Assembly

The depofition of *John Tayler* about the age of xxxvii^o yeers taken before
Abraham Perfie Esquire and Cap^t W^m *Tucker* the xxiiith of *June* 1625

The deponent fayeth y^t Cap^t *Thorpe* cam vnto him and demanded w^{ch} were two of the best Cowes belonging to S^r *Thomas Dale* biddinge of him for to appoynte him owte two of the best Cowes for he was to have them, w^{ch} this Examanate did do according to his request, The w^{ch} Cowes were delivered vnto Cap^t. *Thorpe* about six dayes after, but by whose order he knoweth not, for at that Tyme M^r *Henry Watkins* was overseer of the La. *Dales* fervantes and Cattle and had the comand of them, This Examanats knowledge thereof is, That M^r *Watkins* promised him a rewarde to have a care of the
Cattle

Cattle belonging to the *La. Dale*, And to this Examinate knowledge *Sr: George Yardley* Knight did never give order for the lending of these two Cowes to *Cap^t Thorpe*, for by whose order he had those Cattle he knoweth [not?], yett by all likelywhod it was by order from *M^r Watkins*, whom this Examinee saw *Cap^t Thorpe* & the saide *Henry Watkins* talke foundry tymes together about that tyme, And fourther this Examinee Sayeth that the names of those Cowes were to his best remembrance caled, *Bellowman*, and the other *Morgan*, w^{ch} were also marked wth *Sr Thomas Dales* marke vpon the hornes. And as this Exat thinketh was about the tyme of our Lord 1620, nether doth he know of any other Cattle or goates of the said *Sr: Thomas Dales* that were delivered to any other *Person* w^{soever}, He also affirmeth that *Sr: George Yardley* aforefaid never spake to him or to any other to his knowledge for the delivery of any cattle y^t did any way belonge vnto the *Ladie Dale*, And this is as much as this Examinee can saye vnto the firste and second Interrogatione posed by *Charles Harmar* in the behalfe of the *La: Dale*.

William Tucker.

The Marke of *John X Tayler*.

Interrogatores to be ministred to *John Tayler* of *Elizabeth Cytie* one the *Stee* and behalfe of the right Worp^l the *Lady Elizabeth Dale*, as followth

In primis doe you know whether *Cap^t Thorpe* late deceased had in his Possession Cattle of any Kinde w^{soever} belonging of righte to the *la: Dale* aforefaide, Did not *Sr: George Yardley* Knight lend two Cowes of the said *La: Dales* to the saide *Cap^t Thorpe*, what were the names and markes of the said two Cowes, And how longe agoe were they soe lent vnto y^e saide *Cap^t Thorpe*, doe you know whether any other *Person* were present or pryvie to the delivery of those two Cowes or of any other Cowes or goates of the *La: Dales* to the saide *Cap^t Thorpe* or his Servants by *Sr: George Yardley* his order, what are the names of the saide *Persons*, And how many are the saide Cattle or goates or eyther of them. Declare the truth of your Knowledge According to your best remembrance vnto every poynte of this Interrogatorie.

Item do you know whether *Sr: George Yardley* himself or any other *Person* either deceased or now livinge in this land or ellswere, hath at any tyme w^{thin} your remembrance possessed and imployed to his owne proper vse any of the Cattle or goates or the breede of them belonging of right to the saide *La: Dale*, w^{at} are the names of such *Persons*, and how many are those Cattle and goates or their breede that were so possessed and used, how longe it is since the saide *Persons* had them, by what order, and of whom had the saide *Persons* those Cattle, goates and their breede, declare y^e truth of your Knowledge to this Interrogatorie

Whereas *John Southerne* of *Titchfield* in the Countie of *Suthampton* was divers yeers since sent over into *Virginia* for the managinge the affayrs of *Suthampton* hundred, but by the Commandment of the *Gouernor* was sent vpp to the *Iron Workes* where he was in many places of his bodie grevously wounded, To his almost vtter Undoinge and growinge now old and weake havinge there Wife & Children is willinge to Come for *Englande*, Wee whose names are heerunder written *Adventurers* for the *Plantacone* of the said *Suthampton* hundred, havinge promised libertie to the saide *Southerne* before his goinge thither that he should retourne at his pleasure, Doe heerby Desire the *Gouernor* and Counsell of *Virginia* for the tyme beinge and in Particular *Sr: George Yardley* (to whom the princypall charge of the saide hundred is Committed) to permitt the said *John Southerne* to repayre into *Englande* whensoever he shalbe willinge soe to Doe, w^{ch} reasonable request hopinge you will nott Deny, We take our Leaves and rest this first of *Awgust* 1624. from *London*

Your very lovinge freendes

H. Southampton
Arthur Branfield,
Nicholes fiarrar,
John fierrar.
Gabrl Barber.

14th of November 1625,

A COURTE held the 14th of November 1625, beinge
 present
 Sr: *francis Wyatt* Knight Gouvernor &c Cap^t *Roger Smith* Cap^t *Samuel Mathews*
 M^r. *William Cleybourne*.

Yt is ordered y^t Cap^t *Tucker* fhall deliver to M^r. *Daniell Gookins* servants for there
 necessary vse and Suftentatione Sufficient Apparell Wheat and Corne for one whole yeere,
 According to theire Covenants, And that the same be delivered vnto them presentlye, for
 that theire tyme of service is fully expired.

And in regard y^t Cap^t. *Tucker* hath written to M^r. *Gookine* Concerninge compositione
 concerninge the Covenants between M^r. *Gookine* and these men now sett free, The
 Court conceaves it fitt that these men may dispose of themselves for this next yeere
 puttinge in securitie to Cap^t *Tucker* to give M^r. *Gookin* such Satisfactione as the law
 fhall awarde.

And further it is ordered that *John Curtis* fhall have his Pass to goe to *Englande*, his
 Brother *Thomas Curtis* gevinge bounde to be answerable for such suite as by M^r. *Gookinge*
 fhabe comenced againste him for one Concerninge any Covenants betwixt M^r. *Gookinge*
 and him.

the XXIth of November 1625

A COURTE held the XXIth of November 1625 beinge
 present
 Sr *francis Wyatt* Knight Gouvernor &c Cap^t *francis West* Cap^t *Roger Smith*,
 Cap^t *Raphe Hamer* M^r. *William Cleybourne*.

Robert Newman sworne and examined sayeth, y^t M^r *Crispe* demanded his Tobacco
 of M^r. *Nevell*, and M^r. *Nevell* made his answere y^t he wold not deliver M^r. *Crispe* to the
 vallew of a pownde wthowt order from M^r. *Westone* or that M^r. *Weston* did come himselfe,
 and faide, let the Tobacco rott or Spoyle, he cared nott And further this deponent
 sayeth that M^r. *Crispe* did often tymes demand his Tobacco of M^r. *Nevell* but he wold
 not deliver it to him

Edward Nevell beinge examined sayeth y^t M^r. *Crispe* did divers Tymes demande
 his Tobacco of him, & that he told M^r. *Crispe* y^t vnles he would bring M^r. *Wetheredg* to
 enter into bound y^t M^r. *Crispe* fhould nott Truck away his Tobacco in y^e Countrey he
 would not deliver him any, And sayeth that M^r. *Weston* gave him order not to deliuer
 M^r. *Crispe* any Tobacco vnles M^r. *Wetheredg* would enter into a bounde for M^r. *Crispe* or
 some other M^r. And further he acknowledgeth y^t these demands were made before
 M^r. *Wetheredge* went away.

Edward Nevell sworne & examined sayeth y^t M^r *Crispe* did promise M^r *Westone* y^t
 before he had his goodes ashore he wold putt him in good securitie not to Truck away
 any of his Tobacco, except some hundred wayght to buy him apparell and some other
 necessaries.

Yt is ordered y^t M^r *Westone* fhall pay to M^r. *Newman* for y^e service of *Arthur Avelaige*
 fix barrells of sheald corne and two firkins of butter or the valew therof in Comodites,
 as y^e said butter and Comidities cost in *Englande*.

And for the freight of Certen goods estimated at one tonn, y^t he take for the freight
 therof after y^e rate of fower pownde to be paid in Tobacco at the rate of three shillings
 ʒ pownd accordinge to the agreement under his hande

Thomas Crispe gent sworne & examined sayeth that he was witnes to A Covenant,
 wherin *Edward Nevell* did Covenant to deliver one hundred pownd waight of Tobacco
 to

to *Robert Newman* vppon theire arivall at *Canada*, in confideraçon y^t the laid *Edward Nevell* had a bill figned vnto him by *John Wade* for the repayment of y^e laid hundred waight of Tobacco at this Cropp.

And fourther fayeth y^t when they arived at *Canada* *Robert Newman* demanded y^e Tobacco of M^r *Nevell* at *damarells Cove*, and M^r *Nevell* Anfwered, *peradventure it is at Maffetucis y^t you fhall have*, And fayeth y^t after this M^r. *Newman* made a fecond demand of it and he refused to pay it, faying y^t it was at his choyfe for ther was noe day or place appointed for the payment therof fo it were paid in *Canada*.

Yt is ordered y^t M^r. *Nevell* fhall paye to *Robard Newman* and *John Wade* ffyftie pownde waight of good marchantable Tobacco, And to deliver vpp to them one Bill wherin they ftand bound to him for y^e payment of one hundred pownd waight of Tobacco

Yt is ordered y^t M^r *Weston* fhall pay *Robert Threfher* one hundred and fower fcore pownd waight of good marchantable Tobacco p^{re}ftent, In confideraçon of that Tobacco w^{ch} he laid owte of *Robert Threfhers* at *Canada* for his owne comoditie And two hundred and ffiftie pownd waight more for his not bringinge a fervant for y^e laid *Robert Threfher* according to agreement, and twenty pownde of y^e like Tobacco a weeke for *John Saker* his fervant from y^e fourteenth of *June* to the eighth of *October* laft paft.

Killibett Hitchcok gent fworne & examined fayeth, That he was over to *Archers Hope* wth the wyddow *Bufh* and was p^{re}ftent when fhe did make an abfolute bargane with M^r *Thomas ffarley* for the land he was then feated one for fix yeeres, And that M^r *ffarley* did tender her payment of a hundred waight at that p^{re}ftent; but beinge late and the weather doutpful fhe would not then take it wth her but did defer the payment therof vntill M^r *ffarlow* had his lease . . .

John Elifone fworne & Examined fayeth, That he was p^{re}ftent when the widdow *Bufhe* did grant a leafe to M^r *ffarley* of the lande he was then feated one for fix yeeres. And that M^r *ffarley* was to pay here p^{re}ftent a hundred waight of Tobacco, And that fhe offered to have made M^r *ffarley* a leafe therof at that tyme yf there had been candle liaght in the houle, and y^t M^r *ffarley* was to paye to the widdow *Bufh* fortie pownd of Tobacco yeerly rent for the fame.

In Regarde of the greate Charge y^t *Thomas Bennett* hath vppon his hands and other confiderations The Court doth condefcend y^t he fhall have two barrells of Corne abated him of his rente for this yeere.

Yt is orderd y^t gardians of *Sara Spenc*, fhall make fatisfactione to *Thomas ffarley* for the coft & charges he hath been at in Cleeringe and building vppon the lande he now is feated one, w^{ch} he hath p^{er}formed fince the widdow *Bufh* made him grante of a leafe.

Yt is ordered wth y^e Confent of y^e Governor y^t fix hundred waight of Tobacco dew M^r *Cleybourne* as by a former order apeareth and one hundred waight to *larence* [*Lawrence* ?] *Maye*, one hundred waight to W^m *Julyan*, And fixtie waight to *John Powell*, being dew to them from the Compeny fhallbe paid to them owt of the Compenys moit. [moiety] of this yeeres rent, w^{ch} the Governor was formerly ordered to receave in fatisfacon of this Dept

xxviiijth of November 1625

A COURTE held the xxviiijth of November 1625 beinge
p^{re}ftent

Sr: *ffrancis Wyatt* Knight Gouverno^r &c Cap^t *ffrancis West*, Cap^t *Roger Smith*.
Cap^t *Samuell Mathewes*, M^r *William Cleybourne*

Yt is ordered y^t the p^{ri}vost marfhall fhall give a difcharge to the purfer of the *Elizabeth* for the receipte of thofe goodes w^{ch} he hath receaved of *John ffox* and *John Pickernell*,
who

who died at sea, And to take the Charge of fending of the Tobacco made of those goodes into *England*

Whereas *Thomas hackthorpe* and *Robert Burrows* beinge brought over as servants for *Richard Page*, m^r of the *Elizabeth*, who by order of Court dated y^e 19th daye of *September* 1625 were deliuered the one to M^r *Abraham Perfie* and the other to M^r *John Woolrige* for 2 servants of theirs who went away after they were shipt (by neckligence) The Court refers it to be tried in *England*, betwixt the owner and the wyddow *page*, who shall stand to the los of those two Servantes

Yt is ordered y^t the purser of the *Elizabeth* shall pay to *Caleb Page* for the vse of the widdow of *Richarde Page* late m^r of the *Elizabeth* 600 pownd waight of good marchantable Tobacco and that the purser shall ship the said Tobacco aboarde the *Elizabeth* and give y^e bill of ladinge for the same into this Court to be recorded

And y^t *Caleb Page* shall take the charge of receavinge vpp the rest of the Tobacco and other depts dew to his Brother *Richard Page*, and to be accomptable for the same to this Courte to y^e use of y^e wydow *Page* when he shalbe thervnto caled.

Thomas Weekes fworne and Examined sayeth, y^t A boye shipt by *Thomas Page* aboarde y^e *Elizabeth* did doe all such Busines and labour dwringe the vioage as the Botfwaine did Comand him to doe

Yt is ordered y^t *Caleb Page* shall p^rfer in Court A trew and iuste accompt of all such depts and Tobacco as he shall receve in *Virginia*, for depts dew his Brother *Thomas Page*

Yt is ordered y^t Cap^t *Tucker* shall deliver such goodes as he hath in his handes of M^r *Vincent Barber* vnto M^r *Marmaduke Rayner*, or otherwyse that he appeere heere before y^e Gouerno^r and Councell at *James Cyttie* one mondye next come fennight beinge the twelf dye of *December* next to show cause too the Contrary

John Snade fworne depofeth that the Inventorie by him p^rduced in Court was A trewe Inventory of the goodes of *Thomas Clarke* deceased.

Yt is ordered y^t a warrant be sent to Lv^t *Barry* y^t yf the Controversie depending between him and *Henry Geny* canot be ended at y^e Court at *Elizabeth Cyttie* y^t then Liv^t *Barry* do appeere heere one this daye three weeks to answer to said *Henry Geny* to his suite

Whereas *John Utie* gent depofeth in Courte y^t certen things demanded in Courte by M^r *Horwood*, were received by him of M^r *Horwood* for the vse of *Suthampton hundred* Company. A note of y^e p^rticulars 19 shirtes, 18 payre of shewes, 18 payre of fresh ferkins 4 felling Axes,¹⁷

John Utie gent depofeth y^t the bond wherein *John Haffarde*, *Di^cloris Christmas*, & M^r *Jonas Stogden* stand bound to M^r *John Powntis* late Threfurer of *Suthampton Hundred*, was for the discharge of the said *John Haffarde* and *Di^cloris Christmas* from the service of *Suthampton* Company

Y^t is ordered y^t *John Haffarde* and *Di^cloris Christmas* havinge discharged their bonde to M^r *Powntis* shall have their ffreedomes accordinge to agreement as other tenants have hadd.

Yt is ordered y^t a warrant to *Christopher Lee* to deliver the fortie fower boufhells of Corne of the pursers, now in the hands of M^r *Perfie* to any of the ships Compeny or ells to appeere here one *Mondye* next to show cause to y^e Contrary.

Yt is ordered y^t notwthstanding the Covenant made betwene M^r *David Sandys* minifter and the parifhoners of *Martins Hundred*, That they shall paye the full dewes as other parishes doe, nottwthstanding his not p^rforming his Covenant by refone of his Death.

the 5th

¹⁷ The word "Axes" ends a page of the original. The next page, on which the order of the court was recorded, has been lost.

the 5th Dye of *December* 1625

A COURTE held the 5th Dye of *December* 1625 beinge
present

St. *francis* Wyatt Knight Gouvernor &c Cap^t *francis* West Cap^t Roger Smith
Mr W^m Cleybourne

Nicholas Roe fworne and Examined sayeth y^t he remembreth at *Canada*, y^t Mr *Westone* gave order to Mr *Nevell* not to deliuer Mr *Crispe* his Tobacco, vnles he brought Mr *Wetheredge* to give securitie y^t Mr *Crisp* should not Truck away any of his Tobacco in y^e Country, but wether Mr *Westone* did absolutely demande Mr *Wetheredge* should give his bonde or to deliver it vppon his word this deponent doth not well remember

And further he sayeth that being at *Dambrells Cove* *Jefferey* Cornish came aboard the ship caled y^e *Swan* and demanded this deponent, the cause of his brothers executione sayinge y^t [he] hath been told his brother was put to death wrongfully and y^t he wold be revenged of them y^t were y^e occasion of it.

And further sayeth y^t whilst *Jeffery* Cornish and this examinate were in talke, Mr *Nevell* cam in place and told y^e said *Jeffery* Cornish y^t he was at the tryall of his brother, and at his executione also, and that he could say more concerninge his execution then this deponent could doe, after w^{ch} this deponent was cald down into y^e hold, so y^t w^t other Conuersation was betwixt them concerninge that, (he knoweth not The said Cornish and *Nevell* remayninge vppon the deck talkinge together, and more he cannot depose,

John Giles fworne and examined sayeth, y^t he hard *Jeffery* Cornish fwere and saie that he wold be the cause of the death of those y^t were y^e cause of putting his brother to death, This deponent beinge abourde their owne shipp caled the *Swann*, And cominge aboard another shipp ridinge hard by, but y^t *Edward* *Nevell* or another told y^e said Cornish he was put to death wrongfully, he cannot say

Christopher Knollinge fworne and examined sayeth, that being a shore at *Dambrells Cove* in *Canada* *Jeffery* Cornish cam vnto him, and demanded of him w^t he could say concerning his brother beinge put to death, sayinge that some of y^e *Swan* should tell him y^t his brother was put to death wrongfully & said y^t he would spend his blood for his brother to bee revenged of them y^t did it, but this deponent askinge the said Cornish who told him foe, he refused to tell him, and more he cannot say.

Nicholes Hodges fworne and examined sayeth y^t he harde Mr *Westone* say to *Nicholes* Roe at *Canada* y^t vnles he would signe a releafe vnto him, hee would putt his two men ashore, and would nott bringe them to *Virginia*

It is ordered y^t A warrant be made to cause Mr *Westone* to appeere [before] y^e Gou^rnor and Counsell at *James* *Cyttie* one mondye the 12th of *december* and to bringe vp his pynnace wth him, yf winde and weather will serue, yf not, y^t he do p^{er}sonally appeere himself, and his pynnace to come vpp after, And y^t Mr *Crispe* Mr *Newman* Mr *Nevell* *Thomas* *Godbie* and all others who have ought against or for Mr *Weston* do appere heere the same dye Concerninge the busines of y^e *Swan* and y^t Mr *Weston* bring vpp Mr *Nevels* goodes in y^e barke

Yt is orderd y^t Liv^t *barry* shall pay eight barrells of Corne to Mr *William* *Horwood*, for y^e Compenyes dept w^{ch} is dew vnto him.

Yt is ordered y^t Mr *Procter* shall paye to Mr *Perry* in recompence of his shallopp w^{ch} was splitt by Mr *Procters* meanes, the some of fiftie pownde waight of good marchantable Tobacco, p^{er}sent payment.

Peeter Busbey fworne and examined saith y^t cominge down in Mr *Peerries* shallopp wth passengers [and ?] Tobacco *Edward* *ffysh* espied a duck ahead and spake to y^e Company to take her vpp, and y^e duck fflew away, but y^e shallopp at that tyme shipt in noe water

Caleb Page fworne and examined fayeth, y^t he harde *John Pickernell* fay y^t he did owe *William Webster* purfer of the *Elizabeth* fyftie pounce waight of Tobacco, whervpon it is ordered y^t the purfer fhallbe paid the fame owt of the Tobacco w^{ch} by order of Courte he is to paye to the þvoft marshall for *Pickernells* goodes

And where it doth appear by *Richard Pages* book that he doth owe *William Brewere* for five gallons of Aquavitie, and two barrells of greene ginger yt is orderd y^t *Caleb Page* fhall pay him for y^e fame, twenty fower pownd of Tobacco

Yt is ordered that *Thomas Dounthorne* fhall pay to Sargeant *John Harris* for a dept of *William Gauntletts* deceafed, the quantetie of three barrells of Indyan Corne þlently, The bill of *Gauntletts* þduced in Court approvinge y^e fame to be dew dept.

Yt is ordered y^t *Caleb Page* fhall receive the goodes of *Thomas Page* his brother, and to receive Tobacco for the fame, And to bring in a þfect Accompt therof unto this Courte, & fhippinge y^e Tobacco for *Englande*, deliver into y^e Courte a bill of ladinge for the fame.

the xijth daye of *December* 1625,

A COURTE held the xijth daye of *December* 1625, being
þsent

Sr *ffrancis Wyatt* Knight Gouverno^r &c Cap^t *Roger Smith* Cap^t *Raphe Hamer*
Mr *William Cleybourne*

At the humble defire of Ensigne *Thomas Willowby*, y^e Courte hath affented he fhall have two hundred acres of land scytuate aboute two myles wthin the mouth of *Pomunkey* river and abuttinge wefterlye one a Creeke and thence extendinge one hundred pole, along y^e banke of y^e river one y^e fouterlye fide of the faid River, þvided, that he plant and feate vppon the faide lande, or fome þte of the faide lande, wthin feaven yeers next after the date heerof enfueinge or elfe y^e fd lande to be free for any other to make choyce &c y^e faide *Thomas Willowbie* to take his faid devident in fome other place.

Mr *William Cleybourne* Counfeller of Eftate defireth of the Courte to have two hundred and ffyftie acres of lande granted vnto him scytuate aboute *Archers Hope* and abuttinge wefterly vppon the lande of *Joakin Andrus*, & efterly vppon the land of Liv^t *John Jeffersone*, Southerlie vppon the maine river, & northerly vppon the maine lande Vnto w^{ch} his request, The Courte doth willinglie affent þvided y^t he ymploy plant or feate vppon the faid land wthin feaven yeeres next after the date heerof

Cap^t *Roger Smith* Counfeller of eftate defireth of the Courte to have one hundred acres of lande for his own þfonall adventure he beinge an olde planter, fower Acres of the faid lande beinge wthin the þcinets of *James Cyttie* & the other nyntie fix scytuat vppon a Creeke wthin the mouth of the back river wthin y^e Corporation of *James Cyttie*, devidinge it wefterly from the gleebe lande, and thence extendinge along the banck of the river fortie eight pole, futherly vppon the mouth of the faid back river, and wefterly vppon y^e maine land, vnto w^{ch} his request the Courte do willinglie affent he havinge allreadie feated and planted vppon the faid lande.

Cap^t. *Raphe Hamer* Counfeller of eftate defireth of the Courte to have five hundred acres of land scytuate one the northe fide of *Blunt poynt* river, about three miles vpp the faide river & abuttinge wefterlie vppon A Creek deviding it from the land of *John Baynum* gent & thence extendinge Eafterlie two hundred and ffyftie pole along the banke of the faid *Blunt poynt* river, futherly, vppon the banke of the faid *blunte poynte* river northerly vppon the maine lande, unto w^{ch} his request the Courte doth willinglie affent, þvided that the faide Cap^t *Hamer* doe feat & plant vppon the faid lande or fome þte of y^e faide lande wthin feaven yeeres next enfwinge after the date heerof.

Randall Smallwood fworne and examined fayeth that *ffrancis Michell* did buye of *Joseph Charde* two howfes and fix Acres of land at *Charles Hundred* for a hundred and ffyftie pownd of tobacco w^{ch} Tobacco was to be paid to the faid *Joseph Charde*, when he did

did deliver y^e writtinges and the poffeffione of the faid howfes and lande to the faid *francis Michell*, And further faieth, That wthin three or fower dayes after. The mafacre happeninge, and the faid *Joseph Charde* being in poffeffion of the faid howfes was forced by the Ennymie wth others to quitt y^e faide howfes, by reafon wherof, fhortly after it was burnt by the Indyans, And the faid *francis Michell* never poffeft therof

The Courte findinge by witnefs, and by the bill itfelfe y^t the faid Tobacco was to be paid for the faid howfe and land wherof he was never poffeft, doe not conceave in equitie y^t *francis Michell* fhould be compeld to paye the faid Dept.

John Southerne fworne and Examined fayeth, That he was p^rfecting fome Accompts for M^rs *Rowfley*, at w^{ch} tyme fhe was very ficke, And among other writinges *Anthony West* his indenture cam to his hande, w^{ch} Indenture M^rs *Rowfley* willed this deponent to give her, fayinge, *I will laye it by, for I will give him his Indentures & fett him free*

Henry Menefre Marchant fworne and examined fayeth y^t he was in place at M^r *Rowfleys* howfe wth Cap^t *Sampfon* M^r *Rich Bafs* when M^rs *Rowfley* did fett *Anthony West* free and delivered his Indentures to Cap^t *Sampfon* to Cary into *England* to his ffreends

Uppon the Testimoneys above recorded the Courte doth order that *Anthony West* fhall have his ffreedom, and his paffe for *England*

John Parfones fworne and Examined faieth y^t *Phillip Kytely* made an agreement wth *Zacharie Crispe* *Edmunde White*, and *Mathew Hayman* beinge then in [their] howfe & livinge wth them to have for his labor a Share and to beare the fhare of fuch p^rvision as was bought into the howfe

Anthony West fworne and examined fayeth y^t he made an agreement wth *Zacharie Crips* and *Edmund White*, to have fyfteen hundred plants and after, he intendinge to goe for *England*, he quitted that agreement, and after purpofinge to ftaye about planting tyme *Zacharie Crips* p^rmitted to give the faid deponent Content for his labor, and fo he ftayde and Continued in worke wth him till the cropp was in.

And further fayeth y^t after *Mathew Hayman* was dead *Phillip Kytely* did wifh y^t divers tymes *Zacharie Crips* and *Edmundes White* would gett more handes to help forward y^e Crophe

Thomas Willfome fworne and Examined fayeth y^t *Phillip Kuteley* did often tymes wifhe y^t they hadd more handes to help forward wth the cropp, and y^t after plantinge tyme when M^r. *Blaynies* men were fick y^e faid *Kyteley* fpoke woordes to y^t effect.

The Court doth order y^t y^e faid *Phillip Kuetley* fhall have but a fixt p^rte of y^e Cropp, one fhare beinge dew to *Zacharie Cripps*, another to *Edmunde White* another for *Thomas Willfon* who woorkinge abroade vppon his trade had three dyes woork for two, Another for two men hired of M^r. *Blayneys* and a feafoned man putt in their roome after they died, & another for *Anthony West* Confideringe alfo y^t the howfe and ground belonge to the faid *Zachary Cripps* and *Edmunde White*, They havinge but a fhorte leafe therof.

Nicholes Tompfon fworne and Examined fayeth that one frydye the fecond of *December* about eight of the Clock at night *Zachary Cripps* came to M^r *Swifte*, beinge fent for by M^r *Swifte*, And when *Zacharie Crips* came into the room where M^r *Swyft* laye, he asked M^r *Swyft* whethe[r] he did know him, and M^r *Swyft* answered (*I know you well enuff*) Then *Zachary Cripps* faid to him, M^r *Swyfte* you faid the other dye y^t you would difpofe of your Tobacco and other your goodes, and to have it fent into *England*, w^t is your will, and how doe you intend to difpofe therof now, To whom M^r *Swyft* faid, *I would have yourfelfe and Edmunde White to take the charge therof and to fend my tobacco, and w^t fhallbe made of my other goodes into Englande, to my Brother in law Robert lee at Graves End for the ufe of his children.*

David Monfell Sworne and Examined Sayeth he was fent by M^r *Swyft* for *Zachary Cripps* and was in place and harde M^r *Swyft* faye the fame woordes to *Zachary Cripps*, as *Nicholes Thompson* hath formerly faide.

Elyas longe fworn and Examined fayeth y^t he was in place when M^r *Swyfte* fpake the fame woordes to *Zacharie Cripps* as *Nicholes Thompson* and *David Monfell* hath formerly deliuered.

The

The Courte doth order y^t Zacharie Cripps and Edmund White fhall have a letter of Adminiftratione wherby to Adminifter M^r Swyftes goodes.

Cap^t Marten alleageth y^t he hath paid M^r Raftill three hundred and ffyftie pownd of Tobacco for w^{ch} he hath M^r Raftills receipt And two hundred more by Cap^t Epps, and fowr fcore by M^r Westone, And two hundred waight of Elizabeth Jones w^{ch} was to goe for 150, And two hundred weight of Robert Threfher w^{ch} Cap^t Tucker accepted for payment.

Thomas Wefton marchant fworne and Examined fayeth y^t M^r Raftill defired him to make an agreement between him and Cap^t Martain, and fayeth y^t he drew them to an end, and y^t this deponent paid M^r Raftill 80 pownd of Tobacco for Cap^t Martin, And that M^r Raftill was contented to accept of 200^{li} of Tobacco y^t Elizabeth Jones did owe to Cap^t Martin, w^{ch} 200^{li} M^r Raftill was to have for 150^{li} in regarde he ftood to the Adventure of the receavinge of y^e fame And for the reft of Cap^t Martins Dept M^r Raftill was Contented to take Cap^t Martins bonde to pay him next Cropp, And y^t M^r Raftill was often willed by order from Cap^t Martin to come and fee y^e bound feald

George Grave and Elias longe do vndertake that Robert Wright fhall appeere before the Gouvernor and Counfell of eftate at James Cyttie one Mondye fortnight next after Chrifmas beinge the ixth of Januarye to anfwere to the fuite of Cap^t W^m Tucker

William ffofter fworne and Examined fayeth, that he this deponent demanded of M^r Nevell at Canada beinge aboard the fwann, wherfor M^r Cornifhe was hanngd, vnto whom nevell answered and faide he was hangd for a rafcally boye wrongfully, And that he hath hard M^r nevell fay foe divers tymes

xixth of december 1625

A COURTE held the xixth of december 1625 beinge
 p^{re}ſent

S^r: ffancis Wyatt Knight Governor &c Cap^t ffancis Weft Cap^t Smith Cap^t Mathews Cap^t Hamer M^r Abraham Peerſe M^r William Cleybourne

Yt is ordered y^t a warrant be ſent for M^r W^m Bentley to Teftifie his knowledg between M^r Allington and M^r fflinton, to be heere one mondye the ixth of January now next enfwinge.

Robert Threfher fworne and examined faieth that, Thomas north came over in y^e fhipp wth Cap^t nuce, but that he is ffree this deponent knoweth nott

Yt is ordered y^t Thomas north fhall ferve owt his feaven yeers Prentifhipp Compleate, And then to have his freedome

Edmund Barker fworne and examined fayeth, that he did warne Arthur Avelinge to be at the Courte and fhowed him the warrant, and fayeth y^t M^r newman his m^r ſaid he ſhould come vpp, And his m^r did reade the warrant to him.

Robert Saben fworne and examined fayeth that one Thursdaye laſt was fennight he caled to Richard Ewins and asked him whether his man Arthur Avelinge ſhould not goe vpp to James Cyttie to the Court, And y^e ſaid Ewins answered and ſaid y^t his man had no buſnes to doe there, And this deponent replied, why he is in the Warrant, and Evans answered I have other buſnes for him to doe, he ſhall not goe vpp, This deponent again replied, you doe not meane as you ſaye, w^{ch} Evans replied (yes by my trothe do I)

Thomas Crifpe gent fworne and Examined fayeth that one Thursday morninge beinge the viijth of december Cap^t Tucker and his Sargant Richard Evans were goinge to newports news to ſerve A warrant one M^r Wefton and as they were ſpeking of the warrant Cap^t Tucker told this deponent he muſt be at James Cyttie and told Rich. Evans that Arthur Avelinge muſt be there alſoe, and Evans made Anſwere y^t he ſhould not, vnles M^r Wefton would give Securitie to bringe him down againe

*John Weayne fworne and Examined fayeth y^t one Thursdye laſt was fennight Cap^t Tucker and his Sargeant Evans, were goinge to newports news, and beinge at this
 deponents*

deponents howfe Cap^t. *Tucker* told *Evans*, that his man *Arthur Avelinge* who was there p^{re}sent muſt be at *James Cyttie* at Court on *mondye* followinge, And *Evans* replied, y^t he had been abourd M^r *weſtons* ſhipp the dye before to demand ſecuritie y^t M^r *weſton* ſhould bringe downe *Arthur Avelinge* againe and y^t M^r *weſton* refuſed to give ſecuritie and therefore he ſhould not goe vpp, To w^{ch} Cap^t *Tucker* repliede, *that is no matter he muſt goe vpp*, And charged y^e ſaid *Arthur* to goe vpp.

Robert Saben ſworn and Examined ſayeth y^t that M^r *weſton* and *Robert newman* were at this deponents howfe, And M^r *weſton* demanded of M^r *newman* w^t comodities he would bringe from *Canada*, M^r *newman* replied, y^t the Chieffest thing that he would bringe ſhould be two or three ſervants & asked M^r *weſton* w^t he muſt geve for the Transportinge A man from *Canada*, M^r *weſtone* ſaid y^t the ſaid *newman* muſt p^{ro}vide the men him ſelfe and give xx^s for y^e Tranſport of A man, and find them Vi^{ct}ualls.

M^r *Thomas Crifpe* gent by the oath he hath formerly taken, ſayeth y^t M^r *newman* demanded of M^r *weſton* at *Canada* for to bringe him A ſervant over to *Virginia* M^r *weſton* replied, he would bringe none, yf he would give him a hundred pownde, M^r *newman* asked him why. And M^r *weſton* replied y^t *newmans* mate was not able to keepe them but would ſtarve them. And y^e ſaid M^r *weſtone* further ſaid y^t ſervants were fold heere vpp & downe like horſes, and therfore he held it not lawfull to carie any

George menefre marchant ſworne and examined, ſayeth y^t M^r *Pountis* at his departure for *England*, appoynted this deponent and M^r *Blaynie* to ſatisfie M^r *Sandys* about a dept w^{ch} M^r *Pountis* was indepted to M^r *Sandys* for *Southampton hundred*, and y^t A dept of 322^{li} Tobacco dew to M^r *langley* was rebated to M^r *Sandys*.

Cap^t *Raphe Hamer* Eſquire Counſeller of State, affirmeth y^t when it was ordered in Court y^t M^r *Pountis* ſhould pay M^r *david Sandys* 1000 waight of Tobacco for *Suthampton hundred*, That then M^r *Pountis* alleaged y^t M^r *Sandys* did owe to M^r *Pountis* by a dept of M^r *langleys* to whom he ſaid he was Executor 300 waight or therabouts of Tobacco w^{ch} Tobacco M^r *Sandys* did accept of as p^{ar}te of y^e 1000 waight of Tobacco w^{ch} M^r *Pountis* ſhould have paide him, and at y^e ſame tyme M^r *Sandys* demanded a xxii^s peece for a fermon at y^e buriall of M^r *langley*, And M^r *Pountis* answered he wold allow him ſo much Tobacco as ſhould valwe y^e peece, but M^r *Sandys* wold not accept therof but wold have a peece of xxii^s

Edward Barker ſworne and examined ſayeth y^t y^e *ſwann* was morede [moored] at *Dambrells cove* in *Canada*, where ſhe laye ſafe and owt of danger, And after beinge left in Charge wth M^r *nevell*, he removed her awaye to A ſtage hed¹⁸ where ſhee hunge and tooke hurte and wthin 2 or 3 dyes after ſhe became leaky.

Robert newman ſworne and examined Teſtified in open Court y^t the Certificate vnder the m^{rs} handes & his owne written at *Canaday* is A trew Certificate.

Yt is ordered y^t M^r *Weſtone* ſhall pay to M^r *Criſpe* for the damage of his Tobacco, five hundred and three ſcore pownd waight of good marchantable Tobacco, And M^r *Criſpe* not to pay for his Tranſporte from *Canada* to *Virginia*.

Yt is ordered y^t M^r *weſton* ſhall pay to M^r *Criſpe* wthin this fowerteene dyes xxx^s in money, And fowerſcore pownd of good ſweete and holfome *English* byſkett or ell[s] to deliver the greene ginger to M^r *Criſpe* and xxx^s in money.

Nicholes Roe ſworn and Examined ſayeth y^t when M^r *nevell* did more the ſhipp ſhee lay agrounde at A low water.

Yt is ordered y^t M^r *nevell* ſhall pay the one half of the damages dew to M^r *Criſpe*, Viz^d three hundred and thurtie pownde waight of Tobacco, W^{ch} Tobacco ſhalbe paid by M^r *weſtone* and M^r *nevell* by the xxth dye of *January* at *James Cittie*, And M^r *Weſton* to carrye it to *Kickotan* gratis for M^r *Criſpe*.

Yt is ordered y^t *nicholes Roe* ſhall quietly enioye Thoſe two men he now hath for his wages and the Buſineſs & Covenants quited [?] between M^r *Weſton* and him.

Yt is ordered y^t M^r *Weſtone* ſhall ſatisfie *Robert Threſher* Accordinge to the former order of Court by the vjth dye of *January* next coming.

Thomas

¹⁸ This means probably the end of a platform on which fiſh were dried.

Thomas Crispe gent by the oath he hath formerly taken affirmeth y^t *Jefferey Cornishe* did say y^t *Edwa: Nevell* fhuld tell him y^t his brother fuffered death wrongfully, and the faid *Thomas Crispe* wyshed the faid *Jefferey Cornish* to take heede w^t he faide, for fure the Gouvernor would do noe wronge or iniuftice to any man, for y^t he fhallbe anfwerable for w^t he doth, Thervvpon the faid *Jefferey Cornish* did vow, y^t he would be the death of the Gouvernor yf ever he came for *England*.

Yt is ordered y^t a warrant be fent for *Richarde Evans* and *Arthur Avelinge* his man to appeere heere at *James Cyttie* one mondye next come fennight.

Wheras the Compeny vnder theire feales did grante affign and fett over vnto the Governor, the whole tearm of yeers, w^{ch} xx Tenants and xii boys, were by theire feverall Covenants to ferve, as in and by the faide Comiffione it may Appear, w^{ch} graunt & Affignment was after Confirmed vnder the handes of the Lordes of his Mat^{ies} moft hoñall privie Counfell The Courte doth Conceave it to be iuftice & equitie that the Gouvernor fhould enioy the faide graunt & affignment Accordinge to the trew intent & meaninge therof, And difpofe of the faid Tenants and boys to his beft advantage & benefitt

Vppon the request of Cap^t. *Samuell Mathews* y^e Courte hath affented he fhall have leave to take vpp his Devident of lande at *Blunt poynt* where he is allredy feated

Lawrence Peele fworne and examined the xxxth dye of december 1625 by the Right woorp^h S^r *ffrancis Wyatt* Knight Gouvernor &c, fayeth y^t aboute *Auguft* laft paft was three yeere *Robert Leister* Cominge downe from *James Cytt* This deponent hard the faid *Leister* faye y^t Cap^t *Tucker* had given him very harfh woordes w^{ch} grieved him very much and faid y^t he would be revenged of Cap^t. *Tucker* yf he lived.

the thurde of *January* 1625

A COURTE held the thurde of *January* 1625 beinge
present

S^r: *ffrancis Wyatt* Knight Gouvernor &c Cap^t *ffrancis West* Cap^t *Roger Smith*
Cap^t *Raphe Hamer*, M^r *Abraham Peirse* M^r *W^m Cleybourne*

Clement Dilke gent fworne and examnd fayeth, that vppon the weyinge over of my La: *yardleys Tobacco* at *hog Islande* he founde the Tobacco to be Contrary to my ladys Comand and directions given to *maximillian stone*, for y^t it was mixed the moft p^{te} wth ill Conditioned leaves, foe y^t as this deponent conceaves fhe had been better to have loft fower or five hundred waight of Tobacco, for it was fo mixed y^e good and bad together, And further this deponent Thinketh y^t yf fhe had Tranfported the faid Tobacco for *England* foe Conditioned it would have been a very great los and p^{ud}ice to her in the fale therof, and further fayeth y^t vppon the weyinge and receaving the Tobacco whe [when] *maximillian stone* vnderftood that this deponent meant to inform my La: of the truth in w^t Condiçon he found it, the faid *Stone* defired this deponent to make y^e beft of it to my La: To whom this deponent did anfwere, y^t he would nether make it better or woorse, but would inform her trewly how he fownd it

Liv^t *Peppet* fworne & examined affirmeth as much as M^r *dilke* hath faid, fave in the later Clause y^t *Maximillian Stone* requestied M^r *dilke* to make the beft of hitt to my [La:] w^{ch} he hard nott

Yt is ordered y^t *Maximillian Stone* fhall loofe the hundred and ffyfteene pownd of Tobacco dew to him by his Covenants and fhall ferve my La. *Yardley* as her fervant vntill the laft dye of *ffbruary* now next enfwinge.

M^{rs}. *Isabel Pery* fworne and examined fayeth, that M^r *Robert Langley* havinge been longe ficke in her howfe and thinkinge himfelf fomewhat recovered, intended to goe downe to *Kickotan*, but went noe further then *hog Island*, and cominge back againe
fownd

fownd himself very sicke and came to this deponents howse, where he fownd himself very sick, And told this deponent that he did purpose to make M^r *Pountis* and this deponents husband overseers of his Estate, but said he could do nothinge till his fitt was past, and in that fitt he dyed, makinge no other order in his buisines, And this deponent was by him from that tyme to the tyme of his death.

Wheras M^r *Robert Tokeley* by his Letter of Attorney as Adminiftrator to M^r *Robert Langley*, hath geven Awthoritie to M^r *Abraham Pearfie* to Receave vpp all such depts as are dew to the said *Robert Langley* in this Country of *Virginia*, But the said *Robert Tokeley* hath not sent over any testimony or prooff to this Courte, that letters of y^e Adminiftration of y^e said *Robert Langleys* goodes were granted to him in *England*, The Court doth require the said *Robert Tokeley* to send over Testimony therof, And in the meane tyme do order that y^e debtors of the said *Robert Langley* doe putt in Sufficient securitie to M^r *Abraham Pearfie* for y^e sattisfaction of those depts to the right Adminiftrators of the said *Robert langley* when sufficyent prooff therof shalbe brought into the Courte.

Wheras *Mattathias ffenton* died intestate, and his goodes being prayed Amounted to fower score pownde of Tobacco, And there beinge twoo bills of dept pduiced in Courte, the one for 165 pownde of Tobacco and the other for fortie twoo pounce of Tobacco, y^e is ordered y^e M^{rs} *Emersone* shall pay to M^r *Stepens* [*Stephens*] 60^{li} And to Cap^t *West* 20^{li} And that there havinge been noe other bills of dept pduiced in Court and noe more of M^r *ffentons* estate left to pay any depts y^e M^{rs} *Emersone* nor any other shalbe further troubled for any of his depts in respect of his goods left behinde him, but be sattisfied as they may by his freendes in *England*.

William Carter sworne and examined sayeth that he did hold the breech of the Peece whilst *John Jeffersone* did cutt it of and lenthen it, And further sayeth that *John Jeffersone* did carry the peece so mended home to Cap^t *Smiths* howse.

Rychard Allforde sworne and examined sayeth, that *John Jeffersone* him selfe did bringe the peece home to Cap^t *Smiths* howse, y^e did hurte *henry booth* (and deliued [delivered] the peece to y^e hands of this examinee (se *Jacksons* oath)

Yt is ordered y^e *John Jeffersone* shall pay Doctor *Pott* for the Curinge of *henry boothes* Eye, And to give the said *henry Booth* fyftie pound waight of good marchantable Tobacco towards his maynet, The Court doth y^e rather mittigate y^e Censure, because y^e . . . in the barrel was saltie, and him self being a poore man and A Tenant to the Compeny

Yt is ordered y^e the Prentizes sent over at the Cytties charge shall Accordinge to the condicione sent over by the Compeny (*Vidl*) for the Tearme of seaven yeers or more, so as theire apprentifhips may expire at theire severall ages of xxi yeeres or vppwarde, And after theire appⁿtship expired, To serve seaven yeeres more as Tenants for halfes The Compeny furnishing them wth such things, as theire Agreement wth the Cyttie was

Richard Evans sworne and examined sayeth, that he did warne W^m. *Geney* the xxvith of December 1625 eyther to agree wth Cap^t *Tucker* for a dept dew to M^r *Rastell*, or ells to appee[re] at *James Cytte* the next Courte Dye Followinge, to w^{ch} M^r *Geney* made this deponent Answere y^e he woold eyther agree wth Cap^t *Tucker*, or ells appeere at *James Cyttie* accordinge to the dye of warninge.

Yt is ordered y^e a Specyall warrant be sent for W^m *Geney* to Appeere at *James Cyttie* one monday come fortnight beinge y^e xxiiith dye of *January* as well to answere his contempt, as to answere to Cap^t *Tuckers* suite

Yt is ordered y^e yf M^r *Humfrey Rastell* come nott in by the last of this moneth, to deliver Cap^t *Bafs* a boye That then Cap^t *Tucker* shall pay to Cap^t *Bafs* or his assigne five hundred pound waight of good marchantable Tobacco owt of M^r *Rastells* goodes yf Cap^t *Tucker* can recover vpp soe much depts.

Cap^t W^m *Tucker* sworne and examined sayeth, that M^r *Rastell* did acknowledge to owe to Cap^t *Bafs* Fyfteen bowshell of Corne or therabouts, y^e w^{ch} y^e said *Rastell* prayed this Deponent to procure for Cap^t *Bafs* either in Corne or other p^rvisione.

Yt is ordered y^e in regarde of y^e losse and hindrance Cap^t *Bafs* sustayened by want
of

of his Corne, That M^r *Raftell* or Cap^t *Tucker* for him of his goodes fhall pay Cap^t *Bafs* one hundred and twentie pownd waight of y^e beft marchantable Tobacco.

Yt is ordered y^t Cap^t *Tucker* fhall pay *Thomas Jones* for the dept of M^r *Raftell* one hundred and flyftie pownd waight of the beft marchantable Tobacco, or foe much good Comodities as it fhall come vnto.

Aunthony Burrows gent fworne and examined fayeth that when Cap^t *Tucker* cam abourde the *ffleeing harte* he found *John heney* abourde the fhipp, Contrary to the Gouvernors exprefs comands, And Cap^t *Tucker* Chided him for his foe doinge, And *Tucker* faide he deferved to ly neck and heeles for his offence, And when Cap^t *Tucker* was gone the faid *heney* faid that Cap^t *Tucker* would be the death of him as he was of *Robert leyfter*.

George Tompfone fworne and examined fayeth, That he hard *John heney* fay that Cap^t *Tucker* by fome woordes he vfed was the death of *Robert leyfter*, And that the faid *heney* faid he would iuftifie it before the Gouvernor & Counfell.

Yt is ordered y^t *John Heney*, in regarde of his Contempt againft the Gouvernors exprefs Comande, and for his Scandalous fpeeche in Accufinge Cap^t *Tucker* wth murther fhall be whipped and receave fixtie ftripes, And alfoe fhall aske Cap^t *Tucker* forgiveness in open Courte, as alfo in the publique Congregation at *Elizabeth Cyttie* And to pay Cap^t *Tucker* 100^{li} waight of Tobacco, And to be ymprifoned heere vntill he putt in very fufficyent bond to the good behaviour

Arthur Avelinge fworne and examd fayeth, That be beinge at *Damrells Cove* in *Canada* abourde the *swan*, one who came abourde asked M^r *nevell* wherefore M^r *Cornifh* was put to death Then *Edward nevell* answered he was put to death through a *fcurvie* boys meanes, & no other came againft him Then the other man replied I have ill luck my brother fhuld come to fuch an end

Yt is ordered y^t *Edward nevell* for his offenc fhall stand one y^e pillory wth a paper one his head fhewing the caufe of his offence in the markt place, and to loofe both his Ears and to ferve the Colony for A yeere, And forever to be incapable to be A ffreeman of the Countrey

M^r *Abraham Peersie* doth teftifie y^t W^m *Geny* refused to make Satisfsfaction to Cap^t *Tucker* for M^r *Raftells* dept according to his covenant, except Cap^t *Tucker* would Satisfie an Accompt w^{ch} there he did p^rduce.

Yt is ordered y^t Cap^t *Tucker* fhall pay M^r *George Sandys* fortie waight of tobacco for y^e dept of M^r *Raftell* w^{ch} is dew for fix boufhell of corne dew to be paid by bill the laft Summer

Arthur Avelinge by the oath he hath formerly taken depofeth y^t W^m *Barker* red the warrant to him, where he by name was comanded to appeere at *James Cyttie* and y^t after *Robert Saben* caled y^e faid deponent to come vpp wth him accordinge to y^e warrant, But he beinge *Richa: Evans* fervant, his faid m^r answered he would fe the warrant before he fhould come vpp.

Yt is ordered y^t *Richard Evans* for his offence in difobeyinge the Gouvernors Comande fhall ly neck and heeles 3 howers in y^e markt place, and fhall pay 100 waight of Tobacco, Towards the building of the new Bridges at *Eliz[abeth] Cyttie*, And be putt owt of his place, Except vpon his good behaviour Cap^t *Tucker* fhall approue him heerafter.

W^m *Carter* fworne and examined fayeth, That he drest A Cow for M^r *Allnutt* in may laft was twelvmonth for w^{ch} demandinge x^s M^r *Allnutt* did not pay him, And the laft fpringe there was A Cow of M^r *Bucks Children* wth a fiftula vppon the Eye, w^{ch} at firft this deponent offered M^r *Allnut* to have Cared for as when he had the firft in cure, and about *Eafter* laft he offered M^r *Allnut* wth gods helpe to cure y^e cow wth y^e fiftula for xx^s in money foe as he might be fatisfied for the former cure, w^{ch} M^r *Allnutt* refused fayinge he had rather give another man forty fhillings, then him xx^s and fo put the Cow to goodman *Trees* man to Cure, who not beinge able to Cure her M^r *Allnut* offered this deponent to give him content yf he would Cure her, but this deponent faid that now he coulde not warrant her fhe was fo far gone but thatt he would doe his beft, and accordingly vfed his beft skill, yett at length fhe dyed.

Abraham

Abraham Porter fworne and examined fayeth, y^t he did see the Cowe y^t was myred in the morninge, and was well and after did find her mired. But gott her owte and brought her home, but dyed, And further fayeth y^t he hath complayned to M^r *Kingsmell* that they gave away to[o] much milke from the calves

Yt is ordered that M^r *Alnutt* in regard of his necklect in looking to the Cattle of the orphan *Peeleg buck* the sone of M^r *Richard Buck* shall paye one hundred pownde waight of y^e best marchantable Tobacco for the vse of the said orphan, And to be compeld to give Sufficyent Securatie To the overfeers of M^r *Bucks* will for Anfweringe and makinge good of the orphant stock, And that *Peeter longman* and the other Gardians shalbe compelled to give the said overfeers Sufficyent securitie for the anfweringe and making good of the other orphants whole estate and stocks.

Robert Edmundes and *John Parfones* do Testifie, y^t two barells of sheald Corne belonginge to *John Evins* was putt into the loft at the old forte of M^r *George Sandys*, and y^t he gave certen nubbins for y^e allowance of fhrinkage, and was to have the two barrells forth againe when he should demand it

Yt is ordered y^t there be a warrant sent for M^r *Lwke Boyse* and *Thomas Harris* to be heere one *mondye* come fortnight to testifie in the behalf of *henry Williams*, w^{ch} day of appearance is the 23th of *January* 1625.

W^m English gent fworne and examined fayeth y^t M^r *Rastell* before his departure, left order wth this deponent and Cap^t *Tucker* for to allow of such Charges as M^r *Geny* should approue to have laude owt for apparell for M^r *Rastells* servants w^{ch} then were remayninge wth M^r *Geny*, and y^t they in their discrefione should finde M^r *Genys* accompte to be reasonable

Cap^t *Tucker* doth acknowledge, y^t there are Certen accompts dew from M^r *Rastell* to M^r *Geney*, But M^r *Rastell* told Cap^t *Tucker* y^t he would nott allow of those accompts w^{ch} M^r *Geny* chalenged from him.

Yt is ordered y^t in regard M^r *W^m Geny* hath fayled in performinge of an order of Court bearing date [blank] &c in not bringinge over a shallops ladinge of Corne for M^r *Chew*, And after vppon a second agreement for y^e bringing over of fortie boushell of Corne in lew therof for M^r *Chew* & hath fayled of performinge of y^t also, *yt is ordered* he shall pay twenty boushell of good Indyan Corne to M^r *Chew* or his assignes in *James Cyttie* presently And y^t he remane pryfoner vntill he hath paid y^e same.

Yt is ordered y^t *nicholes weafell* for takinge awaye *henry Geneys* boate w^{thout} his leave or knowledg w^{ch} there vppon was buldge [bildged] and spoyled, beinge A Tenant to halfes shall serve the said *henry Geny* for this yeere, The said *henry Geny* discharginge his rent dew to the Compeny beinge two hundred waight of good marchantable Tobacco ftript and three barrells of good Indyan Corne, and to give securitie for the payment therof, And the said *henry Geny* to finde him sufficient meate drinke and Apparell duringe that Tyme

And further y^t the said *nicholes Weafell* for his offence, to the end his punishment may deterr others from the like, shall doe execution vppon *nevell* and *John heyney* Accordinge to their Cenfures and y^t he afterwards he shalbe whipped at *Elezabeth Cyttie*.

Yt is ordered y^t *Henry Geny* for his Contempt in goinge A Tradinge Contrary to the p^lclamation shall pay three hundred waight of the best marchantable Tobacco, to be employed for the Buildinge of the new Bridges at *Elezabeth Cyttie*, and to putt in good securitie for the good behaviour thereafter, w^{ch} Tobacco shalbe brought home to Cap^t *Tuckers* howse.

A recorde of a Specialtie
James Cyttie the 6th of *June* 1625

Memorandum *I Houmfprey Rastell* of London, marchant doe confes to owe vnto the wo^rp^h *George Sandys* Threear fix boushell of the smaler new measure of sheald tradinge Indyan Corne to be paide vnto the saide M^r *Sandys* or to his assignes w^{thn} xxv dayes after my departure this river to goe over the baye, and for trew performinge I binde my felfe and
my

my Executors in duple the value of the abouesfaide Corne and in wittnes of the truth have herevnto putt my hande the day and yeere aboufaid [above said]

Humfrey Raftell

*The marke ll of Elias longe
and Thomas Swyft*

W^m Pery gent fworne and examined fayeth, y^t *Mr Robert langley* fent for him this deponent, one *Sonday* night, and the *mondye* this examine went over to him, findinge him lyinge in this deponents bed very sick, And said to this deponent, *I have been wth Mr Powntis to be my overseer* [of his will] *and have fent for you for the like*, after w^{ch} woordes this deponent dep^ted and that night *Mr langley* departed this lief, And further fayeth That, *Mr Pountis* told this deponent y^t he had been wth the *Gouerno^r*, aboute *Mr langleys* bufines, And the *Gouerno^r* told *Mr Pountis* y^t he did like well y^t he and this deponent should be *Mr langleys* overseers, And moreover this deponent fayeth y^t the *Gouerno^r* willed *Mr pountis* to goe aboard and looke for A will, and *Mr Powntis* fownde of *Mr langleys* A will that was begun but not finished.

Wheras Mr William Geny is by bond to pay *Mr Raftell* five hundred waight of Tobacco & eight barrells of Corne of w^{ch} there is to be abated for a man y^t died in *Auguft* fiftie waight of Tobacco and a barrell of eares, *And wheras Mr Geny* bringeth in an Accompt, to default of the faide dept, *Cap^t Tucker* doth allow for the faid Accompt 150 waight of Tobacco, *Þvided* that yf heerafter *Mr Raftell* fhall fhew Sufficyent cause to this Courte, why the faid 150 waight of Tobacco shuld not be allowed to *Mr Geny*, That then *Mr Geny* shalbe lyable to give him fatisfaction.

Yt is ordered that *Suthampton* hundred fhall pay the remainder of a thowfand waight of Tobacco w^{ch} is vnpaide dew to *Mr Sandys* by an order of Courte, to the Adminiftrator of *Mr Sandys* Estate

Yt is ordered y^t *Mr Stogden* fhall receave the twelve hundred waight of Tobacco dew from *George medcalfe* to *Mr Raftell*, And owt of the faid 1200^{li} waight to fatisfie *Liv^t Barry* and *John Warde* 700 waight of Tobacco dew to them from *Mr Raftell* for nott bringinge in two fervants for them by *Chrifmas* Accordinge to agreement, And for the other 500 waight remayninge of y^e 1200, and for 400 waight receaved by *Mr Stogden* of *Gregorie dorye*, y^t is ordered y^t *Mr Stogden* fhall putt in Sufficyent securitie to bee Accomptable to *Mr Raftell* or his affigns for him, y^t the faid *Mr Raftell* by y^e first of *february* next fend in A difcharge from *George Gauntlett*, Accordinge to an order made the 17th of *January* 1624.

9th of *January* 1625

A COURT held the 9th of *January* 1625 being
þfente

S^r: ffrancis Wyatt Knight *Gouernor* &c. *Cap^t ffrancis West* *Cap^t Roger Smith*
Cap^t Raphe Hamer *Cap^t Mathews* *Mr Abraham Perfie*, *Mr William Cleybourne*

Yt is ordered y^t *Mr Waters* fhall give securitie to *Mr Abraham Perfy* for A dept to *Mr Langley* wherein *Cap^t Whittakers* & *Thomas fflint* stand Charged in *Mr Langleys* bookes, That yf the Courte fhall awarde y^e faid *Tho: fflynt* to pay the faid dept y^t then y^e faid *Edward Waters* fhall give him fatisfacō and y^t the matter fhall rest in fufpenfe vntill the xxth of *November* next, y^t in the meane tyme the Court may heere from *Cap^t Whittakers*, fupposed to be principall deptor, And y^t *Mr Tokeley* may fend over the letters of Adminiftratione owt of *England* granted to him.

Yt is ordered y^t *Mr moone* fhall pay & bringe in to *Cap^t W^m Peerce* befor *mondye* next Cominge fixtie waight of y^e beft marchantable Tobacco, dew vnto him by bill, ells y^t therbe execution granted againft him

William Duglafs fworne and examined fayeth [blank]

Robert

Robert Partin fworne and Examined fayeth, y^t one *mondye* morninge beinge S^t: *Stephens* dye M^r *Pooly* and divers of the Congrega^on mett to fay and heere divine service M^r *Paulett* heeringe M^r *Pooly* vfe his name, came into the Congrega^on sayinge w^h is y^t you say of Pawlett, To w^{ch} M^r *Pooly* replyed, *I say you will not paye me your Ti^he Tobacco*, and after some replyes past to and againe betweene them, M^r *Pooly* gave M^r *Pawlett* the lye, And M^r *Pawlett* said he was a ftonde priest, and a *þiurde* man, and taxt him wth Symonie and briberie, and fwores by y^e lords blude he would prove it againt him, but whether M^r *Pooly* gave M^r *Pawlett* the lye, before M^r *Pawlett* vfed those woords he knows not.

Ensign *ffrancis Epps* fworne and examined fayeth that vppon S^t *Stephens* dye in the morninge, M^r *Pooly* and others of the *þhe* beinge togeathe[r], about the removinge of the Church, M^r *Pooly* affirmed y^t M^r *Pawlet* desired to have y^e Church removed from M^{rs} *Briggs* howse to his howse, and M^r *Pawlett* said it was false whervppon M^r *Pooly* said againe it was nott false, M^r *Pawlett* said againe it was false, Then M^r *Pooly* told M^r *Pawlett* y^t he lied, Then M^r *Pawlett* cald him blockheded parfone wth some other y^e like woords y^t passed between them one both sides, and taxed M^r *Pooly* wth spekinge false *latten*, and teachinge false doct^rines, and charged him wth Symony and bribery And M^r *Pooly* one the other side cald M^r *Pawled* base baudie ffellow and that he went vp & downe y^e countrey finginge baudie songes and many fowle tearmes passed betweene them, but all the *þ*ticulars and in w^t order they passed between them, he doth not *þ*cisly remember.

Samuell Sharpe gent fworne and examined fayeth, That the occasione of the speeches was trewly sett downe in the fworne oathes of Ensigne *Epps* and *Robert Partain*, and y^t many fowle woordes of *þ*vocation (as foole, dunce, base fellow, and the like) passed between them, & *þ*ticularly he remembreth that M^r *Pooly* gave M^r *Pawlett* y^e lye firfte, accordinge as is related in the depositione of Ensign *Epps* he remembreth also that M^r *Pawlett* charged M^r *Pooly* wth Symony & bribery and teachinge false doct^rine, and y^t he was a *þ*iured man.

Liv^t *Thomas Osbourne* fworne and examined fayeth, y^t wheras M^r *Pooly* was to Transporte him selfe to their Planta^on and to be theire every fowerth *Sendye*, for w^{ch} he was to have duble meanes, after w^{ch} agreement M^r *Pooly* was absent xi weekes together, In regard wherof he was contented to take ordinary meanes, soe y^t they would vndertake to feach [fetch], But after he came to feach his tythes, he demanded to have the duble meanes accordinge to his bill, w^{ch} the[y] refused to paye, whervppon he cam to this deponent, and said that yf he would lett the rest pay him, That then he would acquitt this deponent for his tythes payinge the ordinary meanes.

The opinion of M^r *W^m Cleybourne* is, y^t Concerninge the Contentione and quarell betweene M^r *Poolie* and M^r *Pawlett*, y^t neyther of them shoud recover any Damages eyther from other, for y^t the offences given one both *þ*tes were moste vile and exorbitant, both of them equally as he thinketh havinge Contended to debase and wronge y^e *þ*son of the other, so y^t although M^r *Pawlett* must bee acknowledged, to have exceeded in the fowlest maner yett the offence of M^r *Pooly* is no hwit les then the others, his Censure therefore is, That they shuld equally both of them, forfeat & paye 200 waight of Tobacco, and moreover in regarde as is saide the fault of M^r *Pawlett* is y^e greter Considered by itselfe, Therefore his opinion ys y^t he shoud in the open Congrega^on where thee offence was Comitted, Publicquely acknowledge his fault & offence, not so much respectinge any wronge to M^r *Poolies* *þ*son, so as that shoud be Sa[tis]faction done to him selfe as humbly to *þ*test to the whole Congrega^on his sorrow for his offence, in regarde his offence . . . y^t he Taxeth M^r *Pooly* wth his doct^rine or wth Symony, *þ*iury, bribery and y^e like, And likewise his opinion is y^t M^r *Pooly* shoud openly in like maner acknowledg his offence to the Congrega^on (then offended).

Yt is the opinion of *Abrah: Peirse*, as he vnderstandeth by the wittnes^{ses} Sworne and Examined, that M^r *Pooly*, and M^r *Paulett* did equall one & other, in basse and obrobious Speeches, but that M^r *Paulett* did exceed, in most scandelous manner agaynst

M^r

M^r *Pooly* in taxeing M^r *Pooly* that hee was *Þiured* man, and did teache faulfe doctrine, & had Comitted, bridbery and Semony, for so much as that M^r *Paulett* hath not by wittnes *Þved* any one of those foule flanders against M^r *Pooly*, I am of opinion that M^r *Paulett* fall according to the . . . of the Generall Assemlly Ask M^r *Pooly* forgiuenes before the Congregaçon of his owne *Þsh* and that M^r *Paulett* shall give M^r *Pooly* five hundred pound weight of Tobacco

My oppinion is agreeing and Consenting wth M^r William Clayborne.

Samuell Mathewes

Cap^t *Hamers* opinion

My opynion ys y^t both of them should acknowledge their offence in the Congregaçon and ask each other forgiuenes, & that M^r Pawlett doe first acknowledg his offence, That M^r Pawlett be fined 300 waight of Tobacco and M^r Pooly two hundred waight.

Cap^t. *Roger Smith* his opinion is agreeable to and consenting with M^r W^m *Cleybournes*.

Cap^t *ffra: West* his opinion is y^t y^e grossest woordes M^r *Pawlett* gaue to M^r *Pooly*, cannot equall the lie, w^{ch} worde toucheth his reputaçon in y^e highest nature, and a gentleman valueinge it as neere and deere vnto him as his lief, now for reparaçon of thee offences one to the other, they shall acknowledge their offences in y^e Congregation where their offences were comitted, and M^r *Pawlett* finde 200 waight and M^r *Pooly* 500 of Tobacco.

Yt is the opinion of the Gouvernor y^t M^r *Pawlett* shall in the said Congregaçon where the said woordes were spoken ask the Congregation forgiuenes for the great scandall given them, and M^r *Poolie* for the oprobrious woordes vsed against him, And that M^r *Pooley* shall doe the like askinge for forgiveness as well of y^e Congregation as of M^r *Pawlett*, There offences both in regarde of their *Þfons*, the one the minster the other the Comander of the Plantaçon, as also in regard of many fowle and *Þvokinge* speeches, w^{ch} passed one both sides (being in a maner equall,) but that M^r *Pawlett* Charged M^r *Pooly* wth false doctrine Symony and *Þiury* w^{ch} are woordes of a higher nature and doe beare an Acçon in law that he shal pay to M^r *Pooly* 300 waight of Tobacco, w^{ch} fine is made noe greater, as well because *Þvokinge* speeches passinge one both sides, Coller [choler ?] is intended to have Transported M^r *Pawlett*, in *Þte* through M^r *Poolies* owne faulte, as also y^t censure of fines must be made accordinge to mens estates.

Thomas marlett sworne and examined Sayeth y^t, the dye after *Christmas* in Ano 1624 M^r *Bunn* hired *John Smith* for a yeeres service.

James Tooke sworne and examined sayeth y^t M^r *Bunn* told this deponent he had hired *John Smith* for A yeeres service from *Christmas* in Ano 1624 to *Christmas* last past.

Yt is ordered y^t *John Smith* shall serve M^r *Bunn* vntill the first of *ffebuary* next

Edward Waters gent sworne and examined sayeth, y^t he Cominge vpp as pilott to bringe vpp the dutch shipp to *James Cyttie* lent his boate to *Tho: Thorneberry* to come vpp to *James Cyttie* after him y^t he himself might goe back againe in her to *Eliza: Cyttie*.

Yt is ordered y^t those Tenants y^t are to be putt foorth to masters shall have *Þte* of their rent payde w^{ch} is to be to y^m selves in corne sheallt, two barrells of Corne or more at the expiraçon of their Service or at *Christmas* next (w^{ch} shall first happen

January the xiith 1625

Liv^t *Thomas Osborne* sworne before the Gou^rno^r, deposeth that vppon *Wenesdaye* the xjth of *January*, *John Smith* did tender two Kapones to M^r *John Bourrows*, beinge dew vnto him for his rente, w^{ch} Kapones M^r *Burrows* refused to receave

January the xvith 1625

Christopher Barker sworn before the Gouvernor, deposeth that before *Christmas* in Ano 1624, he was *Þsent* at *Kickotan* when *Richarde Stephens* and *Edwarde ffisher* were in talke concerninge *Edward ffisher* his goinge in his Pynace, at w^{ch} Tyme M^r *Stephens* did

did yeeld y^t *Edwarde ffisher* had beene foorth in his fervice in the Pynnace 30 dayes, but w^t M^r *Stephens* was to give *Edward ffisher* for that tyme he knoweth not

January the xixth 1625

Anthony West fworne and examined by the Gou^rno^r depofeth; y^t about y^e later end of *June* laft paft M^r *George Sandys* Threaf borrowed one hundred waight of Tobacco of *Zachary Cripps* and *Edmunde White*, and when M^r *Thomas Swyft* fervant to M^r *George Sandys* receaved y^t 100^{li}. of Tobacco of him, he liked it very well and faide it was pittie but they fhould receave good Tobacco for it againe

January the xxth 1625

Cap^t. *Natha: Basse* Affirmeth vpon his knowlege that *John Coombes* & *John Ewyne* cam over into this Country in the good fhipp caled the *Marigolde Ano Domi* 1619 the 20th of may And were delivered by Cap^t *lane*, To S^r: *George Yardley* to the Compenys vfe.

A Copie of *Laurence maye* his Acquittance of receipte

Receaved by me *Laurence Maye* the 29th of december 1625 three hundred waight of Tobacco (that is to faye one of new and two of olde) of Liv^t *William Barrye* for full Satisfactione of all wages depts or demandes dew vnto me the faid *Lawrence May* from the *Virginia Compeny* from the beginninge of the worlde till this p^rsent daye, Witnefs my hande
Lawr: Maye

A Copie of a letter from M^r W^m *Counstable* to M^r deputie *fferrar*
Laus deo, Vlushinge the ultimo Awgust 1625

Woorp^{li} S^r:

Your Good health hoped and prayed for, In the midfte of this greate mortalitie, These are, that about two yeeres fince I fent a fhipp for the *Virginia* Caled the *William* and *John*, The m^r vnder god W^m *Reynolls*, for w^{ch} fhipp your Woorp gave me a comiffione owt of the Courte, And although I lofte much by that vioage, Yett soe well I affect the p^rferitie of those people and that Countrey, That I have aduentured to ffraight another fhipp and to putt in good store of p^rvisions, wantinge in that Plantacione, And because I woulde be knowne as a fubiect to my Kinge and Countrey, as also a ffreeman and well wifher vnto that Plantacione, I would entreat your Woorp to graunte me a Commiffione owt of y^e Courte in the name of *Henry Huett* wth also your favorable Letter to the Gouernor there for the kinde entertaynment of my people in their Countrey (This being) it shall encorage me and many others to sett their handes and hartes to y^e ffourtherance of that Plantacone, And this nott douptinge of your woorps aplaude in this my enterprife, and favours in all I request concerninge the ffourtherance therof, I rest Your Woorps to Comande in all the fervice he can

William Counstable

To the worp^{li} M^r deputie ffarrar in London or ells where, theise p^r a friend whom god p^rserve.

A Copie of a bill from M^r *Humphrey Raftell* to Cap^t *Basse*

I *Humphrey Raftill* of London marchant doe p^rmise to deliver to Cap^t *Natha: Basse* of *Baffes Choyfe* in *Warifhcoyke* one boye aged aboute ffowerteene yeeres Sufficently appareled accordinge to the vse & custome of this Countrey, to ferve him the faid *Basse* or his assignes feaven Years from the twentieth of november next enswinge the date heerof, for the trwe p^rformance I binde my felfe in the penaltie or forfecture of five hundred pound of Tobacco, In Wittnes I have heere vnto sett my hande the xviijth daye of Aprill 1625

Humphrey Raftell

Signed in the p^rsence of

William Hollande
Waldgraue Markes
Thomas Phillipps

the XXXth

the XXXth of January 1625

A COURTE held the xxxth of January 1625 beinge
 present
 Sr: *francis Wyatt* Knyght *Gouvernor* &c Cap^t *francis West* Cap^t *Smith* Cap^t
Mathews M^r *Abraham Perfie* M^r *W^m Cleybourne*.

At this Court appered Cap^t *W^m Epps*, and on the behalfe of M^{rs} *Katherine Bennett* then reliēt and wydow of M^r *W^m Benett*, minfter deceased, (she beinge by the last will and Testament of y^e said *W^m Benett* made and nominated his sole Executrix,) doth refuse, and disclaime to take vpon her the said Executorshipp, Yett y^t y^e depts of her said hufbande may be paide and Satisfied, so farr as his saide goodes shall extend, she is willinge to adminſter vpon his estate And Acordingly hath presented into this Courte A pfect Inventorie of all his goodes and estate, Together wth such depts as hath allredie been required at her hands

The said Cap^t *W^m Epps* in the behalfe and at the desire of y^e saide M^{rs} *Katherine Benett*, doth humbly sue to this Courte y^t she may by order of Courte be discharged of the Executorshipp, and be lyable no further then as an Admſtrator ſoe far as the goodes shall extende

The Courte Acordinglie doth order y^t she shalbe discharged of the said Executorshipp, And Adminſter vpon his estate, And havinge taken her oath y^t it is a pfect Inventory of all his goodes to her knowlege, And havinge satisfied y^e depts ſoe farr as the goodes shall extende she shall have her discharge.

Randall Smallwood pvoſt marſhall ſworne and examēd ſayeth that in takinge of A muſter in the pſence of Sr *George Yardley*, Cap^t *Warde* did releaſe *James Blackbourne* of on yeeres tyme of his ſervice

Thomas Powell & *William Dyer* of *Acomack* doe affirme &c y^t Cap^t. *John Warde* gave *James Blackbourne* one yeere of y^t tyme y^t the said *James Blackbourne* had to ſerve him, Theſe pties aboue written do affirme this to be trwe vpon their oathes taken before Cap^t *William Epps* Eſquire Comander of the ſame.

Witnes me

Nicholas Raynherde

y^e marke O O of *Thomas Powell*

The marke X of *Tho: dier*

Yt is ordered y^t *James Blackbourne* shall have his freedom puttinge in Securitie to anſwere Cap^t *Warde* for any fourther Service y^t Cap^t *Warde* can proue to be dew from him.

Yt is ordered alſo y^t *henry Wilſone* and *W^m minns* shall diſpoſe of their Cropp, puttinge in Securitie to Cap^t *W^m Epps* to be anſwerable to Cap^t *Warde* for ſuch further ſervice as he can proue to be dew from them to him, from *Chriſtmas* laſt was Twelve-moneth.

Lodowick Pearle gent ſworne and examined ſayeth y^t he beinge abourde the ſhipp caled the *grace* one ſaterday night beinge new years eve did not ſe any diſorder abourde the saide ſhipp.

Roger Sanders ſworne and examined ſayeth y^t *John Snode* *Thomas Thornberry* *Adam Thorowgood* *John Penrice* and *Pawle horwood* cam abourd the ſhipp caled the *grace* one Saterday night beinge new yeers Eve and to his knowledge did not ſee any of them diſordered in drainke, And ſayeth y^t theſe five before named and two others, tooke boate and went from the ſhipp before this deponent, And this deponent ſaw them hoyſt faile and pſently after loſt ſight of the boate whervpon this deponent & his mate made w^t haſt they could (heringe them Crye) to ſuccor them at w^{ch} tyme this deponent tooke vp three of them owt of the water

Yt is ordered y^t *John Snode*, *Thomas Thorneberry* *John Penriſe* *Adam Thorowgood* and *Paule Horwood* for their offence in goinge abourde contrary to the Proclamatione shall each of them enter into bonde of twentie pownde for their good behaviour And

each

each of them to pay twentie pownde waight of good marchantable Tobacco towards y^e buildinge of the bridges at *Elizabeth Cyttie* And to pay in the faide Tobacco to Cap^t *Tucker* at his howse.

And this is all the Courte at this tyme can do, Consideringe that no man cam in to alleage any thinge Concerninge y^e death of *John ffofter* and *Thomas Lum* that were caft away.

A Copie of a bill of ladinge offered in Courte by *Richard Wake*

Shipped by the grace of god in good order and well condicioned by me Richard Wake in and vppon the good Shipp caled the Elizabeth of london wherof is m^r vnder god for this present Vioage Lawrence May And now ridinge at Anchor in James River And by gods grace bound for london in England, To say one Butt one cheaft, one hogfhead

Being marked and numbred as in the margent and are to be deliuered marked R P at the foresaide Porte of london The dangers and adventures of the sea only excepted, to Elizabeth Page or to her assignes, she or they payinge freight for the faide goods three penc ʒ pownde, wth primage and Average Accustomed, In Witnefs wherof, the master or purser of y^e said shipp hath Affirmed to three bills of ladinge all of this Tenor and date, the one of which three bills beinge Accomplished, the other two to stande voide, And soe god send the good shipp to her desired Porte in fastie, Amen.

Dated the 17th of December 1625

Law. May

Be it knowne vnto all men by these presents y^e I John Haule of James Towne Island in Virginia do ow and stand indebted vnto Thomas Passmoure of James Towne Island afore-said the iust quantetie of Two hundred and Three score powndes of the best marchantable Tobacco in lease To be paide to the faide Thomas Passmoure or his lawfull Attorney his Executors Administrators or assignes one the first daye of November now next Enswinge the date hereof w^{ch} Payment well and trewlie to be made and donne I bynde my self my heysr executors and Administrators by these presents

In witnefs wherof I have hereunto sett my hande and seale the 15th daye of January 1624

John hawle his marke et signum

Subscribed sealed & delivered in presence of

Nathaniell Cawfey

Waldegrave Markes

Mdrn. that the above named John Haule doth binde him self his heysr executors and Administrators y^e yf the above written sume of two hundred and three score pounce of Tobacco be not paide to Thomas Passmoure one the day aboue named, Then to Surrender his howse and grounde in the faide Island to the faide Thomas Passmoure, And doth fourther covenant To the said Thomas, never to sell or lett to any other the faide howse and grounde, But he the faide Thomas to haue the refusall gevinge as another will give, witnefs my hande the day and yeere aboue Written.

John V Hawle his marke

Witnesfes hereof

Nathaniell Cawfey

Waldegrave Markes

6th of *February* 1625

A COURTE helde the 6th of *February* 1625, beinge
 present

S^r: *Francis Wyatt* Knight Gouvernor &c. Cap^t *Francis West*, Cap^t *Roger Smith*,
 Cap^t *Samuell Mathews*, M^r *Abraham Perfie* M^r *W^m Cleybourne*

Wheras *John haule* died indepted to *Thomas Passmoure* in the some or quantetie of
 fower hundred pownd waight of Tobacco, as p^rtly by bill and p^rtly by the Confessione
 of *Bridgett haule* his wyddow it doth appeere,

Yt is agreede in Courte by and betweene the said *Bridgett haule* and *Thomas Pass-
 moure*, That the said *Thomas Passmoure* shall Accept of the howfe and grounde of the
 said *John haule* Sytuat in *James Cyttie* Ilande for and in full Sattisfactione of the faide
 dept, And that the said *Bridgett haule* shall resigne vpp all her right Claime and Title in
 and vnto the said howfe and fower Acres of land.

And y^t is fourther ordered, y^t *John haule* havinge fayled in payment of the aforefaid
 dept dew to *Thomas Passmoure* That he shall enioy the lande & howfe Accordinge to
 the Agrement made between him and the faide *John haule*, And becaufe *John haule*
 had no Coppie of the said lande, y^t is ordered y^t the faide *Thomas Passmoure* shall enioy
 the said howfe and fower Acres of lande, as p^rte of his Devident

James Hickmote sworne and Examined sayeth, y^t one *faterday* night beinge the
 fowerth of *February* 1625 beinge at the howfe of *Edward ffisher* in *James Cyttie*, one
Peter marten beinge in Compeny and fallinge in talke concerninge *Richard Williams als
 Cornish* that was executed for Buggerie, The said *marten* then Commendinge the said
Cornish for an excellant mariner and skillfull Artift, *Thomas hatch* beinge also in compeny,
 said that in his confyence he thought the said *Cornishe* was put to death wrongfully,
 whervppon this deponent said, (*you were best take heede w^t you saye, you have a p^rfident
 [precedent] before your eyes the other dye, And it will cost you yo^r eares yf you vse such
 woordes*, To w^{ch} the said *Tho: hatch* replied, *I care not for my eares, lett them hange me
 yf they will*

Sara ffisher y^e wiefe of *Edward ffisher* sworne and examined Affirmeth as much as
 M^r *James hickmote* hath vppon his oath formerly deliuered.

Anthony Jonnes sworne and Examined sayeth, that he hard *Thomas hatch* say that
Richard Cornish was putt to death wrongfully, and that he did not care for his eares

Y^t is ordered y^t, *Thomas Hatch* for his offence shalbe whipt from the forte to the
 gallows and from thence be whipt back againe, and be sett vppon the Pillory and there
 to loose one of his eares, And that his service to S^r: *George Yardley* for seaven yeers
 Shalbegain from the p^rsent dye, Accordinge to the Condicion of the dewtie boyes he
 beinge one of them.

M^r *John Burrows* at this Court desireth to have a hundred and ffyftie acres of lande,
 for three servants (*vid' l^t*) *nicholes Goldsmith*, *W^m Burfoote*, and *Sara Bowman* According
 to Certificates p^rduced in Courte, To w^{ch} his request the Court doth willingly assent,
 And do order M^r *Cleybourne* to register the same in recorde.

Y^t is ordered according to the voluntarie agreement of S^r *Francis Wyatt* in the
 behalfe of the Adventurers of y^e *Magasine* and Cap^t *Francis West*, in behalfe of M^r
Margrett West Administratrix to her late husbande *Edwarde Blayney* Marchant, deceased
 That the said Cap^t *Francis West* shall make p^rsent payment of five thowfande pownde
 waight of the best marchantable Tobacco in lease vnto the faide S^r: *Francis Wyatt* to
 the vse of the said Adventurers And further it is ordered that the said Cap^t *Francis West*
 shall not sell, impparte[?], alienate nor otherwyse by any meanes or wayte make away
 or dimⁿshe any of the goodes and chattles movable vmmovable Reall or p^rsonal wherof
 M^r *Edward Blayney* was actually zeased & possessed of at or before such tyme as here
 shall com Advise owt of *England* from the faide adventurers in answere of M^r *Blaynyes*
 Accomptes and demandes made by letters to the said Adventurers and y^t such further
 order shalbe taken hervppon by this Courte as Justice and equitie shall require

February

February the xiiijth 1625

Cap W. Epps fworne before the right worp^l Sr: *ffrancis Wyatt* Knight Gouvernor &c, depofeth, that vppon *Tewfdaye* the xxvijth of *december* 1625, This deponent heeringe that *Lwke Eaden* was very sick went to see him, And Cominge vnto him findinge him very ill and weake this deponent wifhed him to fett his eftate to rights Soe the faid *Lwke Eaden* Thanked this deponent and wifhed him to come againe the next morninge, But before this deponent came vnto him, he was deceafed. And further this deponent affirmeth y^t the faid *Tewfday* before he went awaye from the faid *Lwke Eaden*, he demanded of him w^t depts were owinge him in this Countrey, the faid *Lwke Eaden* answered (and faide) That fince the laft Reckninge made betwene him and W^m *Geny*, the faid W^m *Geny* was feaventeen hundred waight of Tobacco indepted vnto him, And further faid That *Zacharie Cripps* and *Edmunde White* did owe him fix hundred waight of Tobacco, further fayinge that divers other were in his dept, but for that tyme he defired this deponent to forbear him vntill the next morninge, before w^{ch} morninge he deceafed.

John How gent likewise fworne, depofeth, y^t before the faid *Lwke Eaden* deceafed, This deponent requested him to be good to his fervant *Alexander*—To w^{ch} the faid *Lwke Eaden* answered, *when I make my will in morninge I will remember him*, furthermore this faid deponent fayeth y^t the faid *Lwke Eaden* told him that he had a boye y^t was left by *Thomas Spillman* at *Chaplens Choyce*, Contrary to his appoyntment And that the faid *Spillman* had borrowed a Barrell of Corne and left the faid boye as fatisfaction for the faid Corne vntill it were repaid, furthermore the faid *Lwke* told this deponent y^t he had a Cheft at *henry genyes* wherein were certen wrightings and Accompts & Certen powlder & fpices of divers fortes, & two payre of fheets As alfo one Cheft of Tobacco and one bulke of Tobacco both Conteyning eight hundred waight or neere thereabouts The key of w^{ch} Cheft of wrightings, fpices, powder & other things the faid *Lwke Eaden* delivered to this deponent before he departed liefte, And Cap^t *Epps* & this deponent Cominge to *Henry Genys* to fee w^t was in the faid Cheft, they fownd it broken open & all things taken owt.

the xxth of *ffebuary* 1625

A COURTE held the xxth of *ffebuary* 1625 beinge
p^{re}sent.

Sr: *ffrancis Wyatt* Knight Gouvernor &c., Cap^t *ffrancis West* Cap^t *Roger Smith*—
M^r *Willm Cleybourne*

Martine Tournier fworne and examined fayeth, That he this deponent was in place when M^r *Thomas Swyfte* and *Thomas Delamaior* did p^{re}fect vpp a reckninge Betweene them, At w^{ch} tyme the faide *Thomas Delamaior* did allow M^r *Swyfte* thurtie pownde waight of Tobacco for A dept dew to *Vincentia Castillian*, and tenn pounce of Tobacco for Cap^t *nortone* And y^e faide M^r *Swyfte* did Acknowled there remayned dwe to the faid *Thomas Delamaior* ffortie waight of Tobacco and one barrell of Corne w^{ch} M^r *Swyfte* did p^{re}mise to pay vnto him

Thomas Pricharde fworne and Examined fayeth, y^t one *Sondye* night the xixth of *ffebuary* 1625, *Tho: lecefter* cominge in about one hower wthin night, falinge in question aboute Tobacco that M^r Doctor *Pott* fhould owe to *Roger ftanley*, *leyfter* faid y^t M^r Doctor did nott owe the faid *ftanley* fo much Tobacco as he faid he did, *Stanley* faid he lyed, & thervppon *Stanley* drew owt his hanger, And then *leyfter* took Another fwoorde, but neyther of them did then ftrike after y^t *leyfter* laid downe his fwoorde, And then *ftanley* ftrook at him wth his hanger at his head, and *leyfter* defended it of wth a Jugg he had in his hande, And after did fett downe y^e Jugg And clofe wth *Stanley* to wrench his hanger
owt

owt of his hand, And in striving wth him *leyfter* tooke hold of his hanger and broke it of wthin a handfull of the hilt, And wth y^e blade of y^e hanger w^{ch} he kept in his hand, Cutt the said *stanley* one the arme, w^{ch} hanger was a back swoorde.

Elyas Gale aged 15 yeers or therabouts beinge examined affirmith as much in effect as *Tho: Prichard* hath formerly said vpon oath

Yt is ordered y^t M^r *Thomas Westone* shall p^{re}sently give Sufficyent securitie to M^r *Thomas Crispe* to pay him at his howse at *Kickotan* wthin this xx dayes five hundred and Threescore pownd waight of y^e best m^{ar}chantable Tobacco in leafe, And to deliver to y^e said M^r *Crispe* heere at *James Cyttie* xxx^s in money and the Gynger w^{ch} by a former order of Courte he was ordered to do, And to Cary M^r *Crispe* his Byskett wth his Caske and Chest down to *Kickotan* gratis.

Yt is ordered y^t M^r *Edward nevell* shall enter into bounde to M^r *Westone* for the payment of y^e three hundred and thirtie waight of Tobacco as by an order of Courte dated y^e xixth of december 1625 it was ordered y^t he should pay to the said M^r *Weston* Concerninge M^r *Crispe* his damages for his Tobacco spoyld at *Canada*.

John Webb fworne and exam^{id} sayeth that he hard *George medcalfe* saye y^t M^r *hays* offered to lett him have the man Ashore wth him, w^{ch} the said *George medcalfe* then refused, Then A weeke after this *George medcalfe* cam againe to M^r *hays* to demand the man, And M^r *hays* told him he had inquired further of it And now I am otherwise minded, Yet at the last M^r *hayes* told *George medcalfe* sayinge (well so I may have my Tobacco wthin this fix dayes I will deliver the man unto you ashore.

Roger Sanders fworne and examined sayeth y^t on mondye the xvjth of January he came to *James Towne* and told M^r *hays* that [he] had brought his Tobacco from *George medcalfe* his m^r. M^r *hays* answered this dep^{nt} that no matter you are come to late your m^r is not like to have the man, And wthin two dyes after this dep^{nt} went wth M^r *Waters* abourde M^r *hayes* and did tender the Tobacco, but M^r *hays* would not receave it

William Douglas fworne and Examined sayeth the boatswain of y^e ship *deall*[?] did tell this deponent y^t he had 1000 of ffyshe of his own in the store beside the Cargo some p^{ar}t wherof y^e said boatswaine said he bought of one M^r *newnans*[?] *Coopers*[?] and that the other p^{ar}te was given him by one M^r *lee* a Countryman of his

Further he sayeth y^t the boatswaine beinge sent ashore wth the shippes boate, y^e boat by tempest of weather drave Ashore, so that they could not gett abourde againe, But by whose neclect this deponent knoweth nott, And about two dyes after when the boatswaine cam abourde againe M^r *Reyner* m^r of the shipp Chided him and said he should nott go home in the shipp, So y^e boatswaine the next day went owt of the shipp and packt vpp his Cloathes and went ashore.

John daw fworne and examined sayeth y^t cominge ashore wth the boatswaine coming for some liquor The rundletts were fild and brought to the boate so as they might have gone abourde yf the boatswaine had been there, but he stayinge halfe an hower or therabouts the ebb beinge farr spent and the yce [ice] cominge so stronge drove the boate agrounde and by that meanes they could nott gett abourde in two dyes after

John Burfuck and *Andrew Snelling* fworne and examined depose to the same effect

Yt is ordered y^t *Georg medcalf* shall inioy[?] *John dennis* who is bounde vnto him by Indentures, And y^t he shall pay to M^r *John hays* at or before the seven and twentieth daye of this p^{re}sent moneth of february one hundred and twentie pownd waight of the best marchantable Tobacco in leafe stript or twelve pownd vppon the hundred allowance for y^e stalke to be paid at *James Cyttie*. (Subpoena) of to forfeet 80^{li} of Tobacco.

Yt is ordered that *John Webb* *John Greene* and W^m *ffoster* shall pay each of them twenty^{li} waight of the best marchantable Tobacco (halfe therof towards those things y^t were taken owt of *Edwarde nevells* Cabbin And the other halfe towards the seack [sack] y^t was dranck owt.

And whereas the said three men do appeach others y^t is ordered they shalbe examined at *Elizabeth Cyttie* by Cap^t *Tucker* and the rest and an order made As shall appeere by proof.

Thomas

Thomas Ramshee fworne and examined sayeth y^t *Mr Westone* was owner of the *fparrow* and di fett her owt at his Charge from *london* to *Virginia* & laded divers goodes into her. And y^t *maunder* cam as purfer of her, and this deponent knoweth of no goodes y^t *maunder* had in the shipp of his owne beinge a very poore man, & had not, as *maunder* himfelfe Confest to this deponent money to buy himfelfe necessaries for settinge himfelfe fourth to sea but w^t he was faine to borow of the said *Mr Weston*

Yt is ordered y^t *Mr. John Baynam* fhall bringe the accoumpts to *Mr Weston* and deliver vnto him fuch goodes and depts as y^e said *John Baynam* by order from *maunder* hath receved in this Countrey, And y^t *Mr. Weston* fhall bringe in a right Inventorie of all y^e said depts and goodes by y^e laft dye of *march* now next Cumeinge into this Courte

ffebruary the xxiiith 1625

James Blackbourne fworne and examined before the Gouvernor sayeth, that he did heere Cap^t *Warde* say that *Christopher Barker* came over wth him into this Countrey to ferve him fower yeeres. And this deponent vppon his knowledge depofeth that the said *Christopher Barker* hath faithfully and fully ferved Cap^t *Warde* the said fower yeeres.

ffebruary the xxviith 1625

George Allen fworne and examined before the Gouvern^r sayeth, y^t *Thomas Dunthorne* his m^r when this deponent was to com vpp to ferve *Mr. John Woolrich*, bidd this deponent (who then was greved wth the flux) That he fhould conceale his ficknes from *Mr. Woolrich*, And to fett A good face vppon the matter as though he were in good health, And further this deponent sayeth y^t he was greved wth the flux fome two moneths before *Thomas Dounthorne* his m^r sent him vpp to *Mr Woolrich*

March y^e seconde 1625

John Tyus fworne and examined before the Gouer sayeth that he harde *Mr. Swyft* faye that *Thomas haule* fhould keepe the two barrells of Corne w^{ch} was *William Bynckes* And that *Mr. Swyft* faide y^t he would fatisfie *William Bynks* two barrells of Corne for the said two barrells that *Thomas haule* had.

James Chambers fworne and examined the fame tyme by the Gouvernor sayeth as much as *John Tyus* formely faide & to the fame effect.

March the 6th 1625

Richard Taylor fworne and examined before the Gouvernor sayeth that *Joane Vincent* fhould reporte, That there was fflowerteene women in the Church, And that feven of them were *Thomas Harris* his whoores And further he sayeth y^t the faide *Joane Vincent* faide That *Thomas Harris* made fafte the doore and would have layne wth a woman in the Plantacione againft her will

the xiiijth of March 1625

A COURTE heald the xiiijth of March 1625 beinge
present

Sr: *ffrancis Wyat* Knight Gou^rnor &c Cap^t *ffrancis West* Cap^t *Smith* M^r *William Cleybourne*

Thomas Bagwell fworne and examined sayeth That about *January* 1624 *Allen Kenistone* came to this deponent and requested him to fpeake to *Richarde Peerce* y^t he might be difcharged from him for the Time he had to ferve him and he would give him reasonable fatisfactione for y^t tyme. And this deponent fpake to *Richarde Peerce*, about it and *Richard Peerce* was Contented that yf *Allen* would give him a barrell of Corne he would difcharge him for the Tyme he had to ferve him, w^{ch} barrell of ears the said *Allen* did promise to pay *Richard Peerce* in *Aprill* followinge

James Playfe fworne and examined sayeth that one the feaventh dye of *march* 1625
M^r.

Mr. *Thomas Allnutt* and his man *Roger Reades* beinge in the *neck of lande*, fell in question in w^{ch} moneth *Easter* fell one for this yeere. Mr. *Allnut* affirming it was in *march* *Roger* replying it was not, soe after many replies Mr. *Allnutt* offered to lay a yeeres service wth him, w^{ch} *Roger* accepted. And there lyinge An Axe vppon the ground Mr. *Allnut* had *Roger* take the axe sayinge *I give thee this Axe as a Covenant betwixt us, and this boye vidlⁱ*. the deponent *shalbe a witnes to the Bargaine*, w^{ch} was y^t if *Easter* fell owt in *march* then *Roger* was to serve him two yeere and a halfe w^{ch} was a yeere more then his tyme and yf it were not in *March* then Mr. *Allnut* was to loose a yeeres service, wherevppon this deponent tooke vp the Axe and gave it into *Rogers* hands. And asked Mr. *Allnutt* and the said *Roger* whether they were contented, And they said *yes*.

Roger Roades fworn and examined affirmeth the oath Taken by *James Playse* is a trewe oath, and y^t it was the trewe Bargaine betwixt Mr. *Allnut* and him

Richard Perce fworn and examined sayeth y^t *John Osburne* was to paye the one halfe of a barell of Corne w^{ch} he had of *Allen Kenistone* as is expresseed in one bill vnder their handes and seales.

Yt is ordered y^t *John Osburne* shall paye *Allen Kenistone* a barrel of ears.

Yt is ordered y^t *Richard Pearce* shall pay *Allen Kenistone* a barell of ears and one boufhell of Corne, w^{ch} barrell of eares is to be deducted for a barrel of eares w^{ch} *Allen Kenistone* was to pay *Richarde Pearce* vpon agreement as by the oath of *Thomas Bagwell* appereth. And that *Richarde Pearce* is to paye a hundred pound waight of good marchantable Tobacco p^sentlie to y^e said *Allen Kenistone*, w^{ch} the said *Richarde Pearce* confesseth to be dwe

It is ordered y^t *Richarde Pearce* shall paye to Docter *Pott* one hundred waight of good m^rchantable Tobacco and one barrell and two boufhells of corne p^sently.

Christopher Reighnalls fworne and examined sayeth that he did see and read *Peter Collins* Indentures and that by y^t Indenture he was bounde to serve Mr. *Bennett* fower yeers.

Yt is ordered wth the Consent of Cap^t *ffrancis West* y^t he as Adminiftrator of Cap^t *Croshawe* shall pay two hundred waight of Tobacco to Mr. *Gill* to the vse of Mr. *William Counstable*, And that *Robert Wright* shall pay one hundred and fyfteeneⁿ waight of Tobacco to Mr. *Gill* for the vse of Mr. *Counstable* beinge the remainder of a dept dew from Cap^t. *Croshaw* and *Robert Wright* as by two bills p^duced in Court by Mr. *Gill* appeereth.

Leonard moore fworne and examined sayeth y^t before *micHELLmas* last was twelmoneth *John Watfone* brought from Mr. *Blayney* fix yardes of Cloth and delivered it to *Mathew Edlowe*.

Liv^t *Thomas Osbourne* fworne and examined sayeth that about *Christmas* last was Twelve moneth Mr. *Blayney* being at *harrihatox* Caled this deponent to be a witnes y^t he discharged *Mathew Edlowe* of depts and reckonings dew vnto him from y^e said *Mathew Edlowe* havinge no penn nor Inke to wright him a discharge.

Whereas *William Vincent* hath p^cured a warrant against *Thomas harris* and his wiefe and *John Chambers* as a witnes who have accordinglie appeared at the dye assigned, And *William Vincent* as Complaynante hath not appeered, The Courte doth order that *Thomas Harris* and his wiefe shalbe discharged, for y^e warrannt[?], And y^t y^e said W^m *Vincent* shall paye to each of them thurtie pownd waight of Tobacco in lew of their Charges and los of tyme (*Vidlⁱ*) to *Tho: harris* his wiefe and *John Chambers* each of them thurtie pownd waight.

XXth day of *march* 1625

A COURTE held the xxth day of *march* 1625 beinge
 p^{se}nte
Sr ffrancis Wyatt Knight Gouvernor &c, Cap^t ffrancis West Cap^t Roger Smith.

John Chew marchant fworne and examined fayeth y^t the the Accompt p^{ro}duced by him in Courte between him and M^r. *Bolton* is a trwe and iust Accompte (and no more

Yt is ordered y^t M^r *Lodwick Peerle* shall paye thirteen boufhell of Indyan Corne beinge a remainder for those Tithes dew to M^r. *Bolton* for M^r *Bennetts* Plantacione at *Wariscoyk* two yeers past.

Yt is ordered y^t *James Larimoure* havinge p^{ro}ffered his peticione to this Courte shall have his Pass to goe for his Countrey The rather for that he is an old man and at this tyme diseased. And his labor decaid wherby he may rather be a Charge to y^e Country then otherwise.

Yt is ordered y^t *Randall holte* vppon his Peticone p^{ro}ffered in Courte shall serve and remaine wth Doct^r *Pott* his m^r vntill *Christmas* next com twelve moneth. And then Doct^r *Pott* his m^r to deliver vp his Indentures and make him free, and to give one suit of apparell from head to foote and three barrells of Corne.

the XXVIIth of *March* 1626

A COURTE held the xxviith of *March* 1626 beinge
 p^{se}nt
*Sr: ffrancis Wyatt Knight Gouvernor &c Cap^t ffrancis West Cap^t Roger Smith
 Cap^t Raphe Hamer*

Thomas Bunn fworne and examned fayeth, about the moneth of *July* last past M^r *William Atkins* lyinge sick at his howse and this deponent findinge him to be very weake and sick, did aske him how he meant to dispose of his Estate, To w^{ch} M^r *Atkins* replide, That he wold leave all that he had heere in *Virginia* to the disposinge of his Cozen M^r *Luke Boyse* and that he would have M^r *Boyse* to pay all such depts as he did owe heere in *Virginia* and to send home the remainder to his Wife and Children into *England*.

Thomas Marlatt fworne and examined fayeth y^t about two dyes before M^r *Atkins* died he was desirows to make his will, w^{ch} was begunne but nott finished. And fourther this deponent fayeth y^t M^r *Atkins* vsed the same speeches in effect w^{ch} M^r. *Bunn* hath formerly depofed.

Nathaniell Jeffereys fworne and examined fayeth y^t M^r *Atkins* vsed the same woordes as M^r *Bunn* and M^r *Marlatt* formerly delivered or to the same effect.

John Carter fworne and examined fayeth y^t one *faterday* last past was fennight beinge the XVIIIth of *march* 1625 M^r. *Thomas Swynhow* beinge sick said to this deponent y^t yf he should die before he came home into *England* That then he would give to this deponent and to *David Ellis* and his wiefe and child to each of them a ringe of xx^s price, And y^t he would give this deponent his suite of Aparell, a female Trunke two blanketts one pillow, 1 pare of hose and shews & two shirtes, And further he fayeth y^t M^r. *Swynhow* said that if he should die before he receaved payment for his man *Lawrence* that then he should be made free.

And further this deponent fayeth y^t M^r. *Swynhowe* did saye y^t he would give M^r *Gill* a hundred gilders w^{ch} was ten pounce *sterlinge* for to make the most of his Tobacco, And this deponent and his brother *David Ellis* to se y^t the most should be made of his Tobacco, And that after his legacies were paide, That then the remainder of his goodes should be delivered to his brother in *london*, and that yf his brother in *Loundon* were dead That then it should be sent to his two brothers in the Countrey.

Margarett

Margarett Ellis fworne and Examined sayeth y^t she did heere Mr. *Swynhow* saye y^t he would give Mr. *Gill* a hundred gilders to make the most of his Tobacco, And that *John Carter* and this deponents husband should also se y^t the most should be made of his Tobacco.

Yt is ordered y^t *Randall Smallwood* shall have the Charge of all such goodes of Mr. *Thomas Swinhow* as are yett nott disposed of and to send a true Accoumpt therof vnto his brother in *Loundon*,

And that Mr. *Swinhows* man *Lawrence* may dispose of him selfe vntill fourther order com from Mr. *Swinhow* from *London* for and Concerninge any fourther service to be demanded of him.

Whereas Mr. *micHELL marshatt* doth confes him selfe indepted to Mr. *Gill* in the sūme of two thousand waight of Tobacco & vpwards and for default of payment his goodes moveable and vnmovable have been alredy forfeeted, and Mr. *Gill* is Contented to respitt him vntill the eight of *Aperell* now next enswine. The Court doth order y^t yf default be made in payment in & vppon that daye, That then Mr. *Gill* shall have p^sent Execution of all his goodes and servants by vertue of this order of Courte.

The Courte vppon the Peticione of Mr. *Michaell Marshatt* is contented to give him leave to trade with w^{ch} these Caufiones (That Liv^t *Peppett* or some other y^t shalbe approved by the Gouvernor and Counsell, wth 14 sufficyent shott armed compleate, And that he sell to such in the Countrey as shalbe in want of Corne two hundred and sixtie boushell of corne not excedinge the rate of seaven pownd of Tobacco the boushell. And that he deliver besides into the publike store fortie boushell of Corne gratas to be ymployd vppon Publique vses by the Gour^{no}r and Counsell.

W^{ch} the said *micHELL marshatt* doth heere p^sent in Courte engage him selfe to p^rforme.

March the xxixth 1626

William Spencer fworne and examined befor the Gouvernor sayeth y^t in the yere Ann^o Domni 1620 he did oversee the labours of six or seaven men belonging to Cap^t *William Peerce* who planted in the main And that their Cropp for y^e yeere Amounted to the sūme or quantetie of three or fower thousand pownd waight of Tobacco, And that Mr. *John Rolfe* receaved all the said sūme of Tobacco from the hands of this Examinee, And disposed of it But for y^e p^rticulers this deponent doth not now p^rcisely remember, But sayeth y^t at that tyme y^t is to say, at that Cropp he this deponent delivered a p^rticuler note and Accompte of the said Tobaccos to Mr. *John Rolfe*, written by *Edwarde Britt* one of Cap^t *Peirces* servants, And y^t after vppon the cominge in of Cap^t *Peerce* this deponent deliuered another note, to the same effect vnto Cap^t. *Peerce*.

And further this deponent sayeth y^t there were two of Mr. *ffranks* men w^{ch} after Mr. *ffrancks* decease were put into y^e mayne to worke wth them, And further he sayeth y^t in summer in the Chifest [chiefest] of their worke The men were comanded away to worke over the water by Mr. *John Rolfe* (some tymes more some tymes fewer) so much as Amounted to one hundred dyes worke for a single man, And further this deponent sayeth y^t in march 1622 There planted over the water at Mr. *Rolfes* Plantacion xxxj p^rsons, whereof some belonged to Mr. *Rolfe* some to Cap^t *Peerce* some to Mr. *Ewyns* and some to this deponent, each of w^{ch} men had to their single share one hundred waight of Tobacco and one barrell of Corne, of w^{ch} number of men before mencyoned, two only belonged to Mr. *Rolfe* (*Vidlⁱ*) *Robert Davis* and *William Rabnett*.

March the xxxith 1626

Thomas Munn[?] fworne and examined before the Gouvernor and Mr. *Abraham Perfy*e Esquire Counseller of estate for *Virginia* sayeth, That he was at the makinge of a smalle Shallop at *James Cyttie* by y^e direction of Cap^t *Thomas Barwick* for the Compenny and Adventurers of the Shipwrghts, And afterwards this boate was sold to Cap^t *W^m Epps* for 200 pownd waight of good marchantable Tobacco, And as yett to
this

this deponents memory the aforefaid dept of 200^{li} waight of Tobacco is not Satisfied vnto any man, And further this deponent fayeth That vppon the death of y^e laide *Tho: Barwick* he delivered vp to M^r. *George Sandys* Threa^t, a lifte of the depts y^t were owinge by diuers planters in this Colony, whereof Cap^t *W^m Epps* his dept as is beforefaide was one, And further this deponent fayeth y^t he knoweth that M^r. *George Sandys* beinge then Treas^r had order from the Compney to receave vpp all the Accompts and estate y^t Cap^t. *Barwick* was pofest of beinge dew and Accomptable to the Compney aforefaid.

thurde day of *Aperell* 1626

A COURTE held the thurde daye of *Aperell* 1626, beinge
present

S^r: *ffrancis Wyatt* Knight Gouⁿor &c Cap^t *ffrancis West* Cap^t *Raphe Hamer*
M^r *Abraham Perfy*e.

Randall Smallwood Provo^st marshall fworne and examined fayeth that he this deponent And *Nathaniell Reighnolds* beinge chosen for the prayfinge of the moveable goodes of M^r. *Richarde Buck* minifter deceafed, they prayfed all the faid moveable goodes at the rate of three fhillings ꝑ pownde in Tobacco (M^r *Bucks* library of Bookes only excepted) w^{ch} library of bookes were prayfed afterwards by M^r. *John Powntis* and this deponent and *Nathaniell Reighnolds* at the rate of three fhillings the pownde in Tobacco.

Vppon the depofitione of *Randall Smallwood* before taken the Courte conceaveth it reasonable. That whereas the Gardians have putt in fecuritie for y^e payment of three hundred and twentie pownde, meaninge in Tobacco at three fhillings ꝑ pownde, Confideringe y^t is not fitt y^t the ftock of the Children fhould reft fo longe in theire hands to be paid in Tobacco, w^{ch} then we know not of w^t valwe it may be, The Courte conceaves it reafone y^t the Gardians doe putt in fecuritie for the true payment of halfe the value of their fecurtie bondes to be paid in lawfull money of *England* w^{ch} is agreeable and accordinge the prayfinge of the goodes

Whereas at the request of M^r. *John Gill*, who hath been ymployed hither into this Countrey divers tymes in neceffary fupplies for y^e Countrey & doth heere in Courte p^rmise to plante heere and to bringe in fervants for y^t pourpofe, The Courte for his better Encouragement doth graunte him he fhall have his freedom graunted him.

Whereas by reafone of the casualties happeninge to the Orphants of M^r. *Richard Buck*, There doth and often may fale owt divers varyances between the Overfeers and the Gardians of y^e laide M^r. *Buck*, and dangers of los of the ftock to y^e orphants, The overfeers have moved the Courte that both for theire eafe And the gardians And the good of the Orphants That they make Agreement wth the Gardians for a Certen number of Cattle to be dlvd to the orphants at the feverall ages of twentie one yeers Accordinge as may be probably fupposed might arife vppon the increafe. And becaufe that Agreement doth nott feeme prenciplie to agree wth the L^re of the will, They defire that their Actes may receave ftrength by the approbatione of this Courte. To w^{ch} the Courte doth willinglie Con^sent as findinge it the beft and moft convenieft way for both ꝑties beinge made in y^t manner as is ꝑposed in Courte by the laide Overfeers or Gardians.

the XXth daye of *Aperell* 1626

A COURTE held the xxth daye of *Aperell* 1626 beinge
present

S^r. *ffrancis Wyatt* Knight Gouernor &c Cap^t. *ffrancis West* Cap^t *Roger Smith*.

Whereas *Richard Biggs* of *west & Sherley* hundred in *Virginia* late deceafed did give & bequeath all his goodes and Chattells to *Sara Biggs* his wiefe and *Richard Bigs* his fone, w^{ch} goodes beinge folde to the beft valwe heere in *Virginia*, Amounteth, all Charges
beinge

beinge deducted, To five thowzande five hundred and eightene pownde of Tobacco, besides two heicfors left heere in the Countrey. W^{ch} said Tobacco is now shipt abourde the good shipp caled the *Temperance* now bound for *Englande*, And is the full p^{ce}ceeds of the said goodes (as by the oath of the saide *Sara Biggs* taken in Courte Appeereth.

In regarde the full and entire moyetie of the said Tobacco Accordinge to the trwe intent and meaninge of the said *Richard Biggs* his will may come and Accrew to the said orphant *Richard Biggs*. The Courte doth order that the said *Sara Biggs* and *Samuell Sharpe* whom the said Testator by woorde of mouth appoynted overseer of his said Will and Testament, shall enter into bounde of three hundred pownde lawfull money of *Englande*, That w^{thin} two moneths next after it shall please god they shall arive in *Englande* They shall Take owt of the p^{ro}rogative Courte of *Canterbury* in *England* A letter of Adminiftration, And within such A reasonable Tyme after they may make sale of the Tobacco to bringe in a trew accompt of the p^{ce}ceedes thereof in money into the saide p^{ro}rogative Courte. To y^e ende the one moyetie thereof may redounde to the Orphante *Richard Biggs* sone of y^e said *Richard Biggs* deceased.

Yt is ordered that whereas *Richarde Biggs* left a howse and nyne Acres of lande w^{ch} by his last will & Testament he gave and bequeathed to *Sara Biggs* his wief and *Richarde* his sone.

Yt is ordered that the said *Sara Biggs* shall have the Gardianshipp of the body and landes of the saide *Richard Biggs*. To be accomptable for the moyetie of the yerly rent and p^{ro}ffit thereof to the said Orphant *Richarde Biggs* when either he shall come to the adage of twenty one yeeres or otherwise of yeers of discretion to Chouse his Gardian.

Yt is ordered y^t such wearinge Cloathes as Mr. *John Bate* died seased of shallbe solde to the best Advantage wth A Trunck marked wth his owne marke Towardes the payment of his depts, And whereas *John Southerne* p^{ro}duceth in Courte one bill of dept vnder the hand and seale of Mr. *John Bate* for 70 pownde of Tobacco, And one bill of dept of *Nicholas Skinners* for 25 pownd of Tobacco yt is ordered y^t *John Southerne* shall have Mr. *Bates* his trunck and those things y^t are therin (*vidⁱ*) a Cloake, a Canvas dublett and one old Ruff bande in fatisfacione of the said two depts.

The XXVth of *Aperell* 1626

A COURTE held The xxvth of *Aperell* 1626 beinge
p^{re}sent

S^r *francis Wyatt* Knight Gouvernor &c Cap^t *francis West* Cap^t *Roger Smith*
Cap^t *Samuell Mathewes* M^r *William Cleybourne*.

Yt is ordered y^t *George ffryer* ffaylinge in the fulfilling of his Covenents wth *Robert Wright* shall pay the Charge of his Imprisonment and one hundred and fyftie pownd waight of good m^{er}chantable Tobacco for damages. And one hundred waight of Tobacco and & for three weekes woorke y^t *Robert Wright* and his man did woorke wth *George ffryer*.

M^r. *Thomas Bunn* sworne and examined sayeth y^t the bill by him p^{ro}duced in Courte for Phisick and surgerie for *Andrew Waters* M^r *Richard Stephens* man is a trwe bill and dwe dept vnto him.

Yt is ordered y^t *John Southerne* shall pay the saide bill to M^r. *Bunn* owt of M^r *Stephens* goodes.

ffirst day of *May* 1626

A COURT held the ffirst day of *May* 1626, beinge
p^{re}sent

S^r *francis Wyatt* Knight Gou^rnor &c Cap^t *francis West* Cap^t *Roger Smith*.

Yt is ordered y^t M^r. *John how* shall give securitie to *William Vpton* for y^e payment of fixtee pownd waight of y^e best marchantable Tobacco at or before the xth of *November*
now

now next enfwinke, *Provided* y^t yf it be proved y^t the dept of fittie two shillings tenn pence hath beene formerly payde to *Robert Lee* Then M^r *how* to be frely difcharged of and from the payment of the faid fixtie waight of Tobacco

Yt is ordered y^t whereas it apereth by a bill p^duced in Courte y^t *Lwke Adin* is indepted to *Peeter Courtney* in the some of fix pownde & fowerteene shillings, That the depts owinge by the faid *Lwke Eaden* in this Countrey beinge first paid, the faid fix pownd fowerteene shalbe next paid owt of the remainder of his estate

Maye the 5th 1626

Nicholes Commyn fworne and Examined before the Gouvernor sayeth that he was in place when *Thomas Hitchcok* did paye to M^r *Thomas Swifte* eight hundred pownd waight of Tobacco for y^e vse of M^r *Treaſ* w^{ch} was in lewe of his ffredome, And fourther sayeth y^t he harde when M^r *Swyfte* did tell M^r *Threar* that he had receved the Tobacco of *Thomas Hitchcok*

Martin Tournier fworne and examined depofeth as mutch as *Nicholes Comyn* hath vppon his oath depofed.

VIIIth day of May 1626

A COURTE held the viiith day of May 1626 beinge
p^ſent

S^r *ffrancis Wyatt* Knight Gouⁿor &c, Cap^t *ffrancis West* Cap^t *Roger Smith*
Cap^t *Samuel Mathewes* M^r *William Cleybourne*.

Whereas M^r *Henry Southey* arived in this Countrey in the good shipp caled the *Southampton* Ano domni 1622 wth his wiefe and fix children and tenn servants y^t is ordered y^t his heyre *Henry Southey* shall have nyne hundred Acres of lande and to be taken in any place (not allready Chosen and taken vp) wth the aprobaton of the Gouⁿor and Counsell.

Wheras *Thomas Carter* an old Planter hath assigned one hundred & ffiftie acres of lande to M^r *Richard Kingsmell* and his heyers *Y^t is ordered* y^t the hundred acres of lande due to the faid *Carter* for his p^ſonall adventure beinge an old planter shall remaine to the faid M^r *Richard Kingsmell* & his heyres, as also one hundred Acres of lande more made over vnto him by Cap^t *Raphe Hamer* by an order of Courte dated the xxiiijth of January 1624 w^{ch} faid two hundred acres of lande y^e faid *Richard Kingsmell* & his heyrs shall have added to his fformer Pattent of three hundred acres laide owt and begun to be planted by him at *Archers hope*, *Provided* that he feate and plant vppon the same betwixt this and the yeere of our lorde God 1630, or ells y^t it may be free for any other to take vpp the faid two hundred acres

Yt is ordered y^t *Sara Maycock* for fower servants brought over in the *Abigaill* 1622 vppon the Accompt of M^r *Samuell Maycock* shall have two hundred acres of lande to be taken vpp by her in any place not formerly Taken vpp.

John Southerne fworne and examined sayeth y^t *John Dyus* now decefed, came vnto him this deponent and requested him for to make him a bill for fortie fix shillings eight pence w^{ch} M^r *Richarde Buck* minifter decefed did owe him, at whose request this deponent did wright the faid bill for him, And further this deponent sayeth y^t *John Dyus* when he had the Bill went wth it to M^r *Bucks* to have his hande vnto it, & p^ſently after the faid *John Dyus* cam back againe to this depts howse and then requested him to keepe the faid bill vntill he cam to Towne againe, sayinge y^t he had come at M^r *Bucks* howse but could not fpeeke wth him

John Jackfone beinge one of the Gardians of M^r *Bucks* Children affirmeth y^t he hath seene the faid *John Dyus* about M^r *Bucks* cattle in the penn but what woorke he did vnto them he knoweth nott, but he well knoweth y^t he was one that did drench and
looke

looke to cattle about the Towne, & further he sayeth y^t he harde *Mary landman* saye y^t she harde *John Dyus* say y^t M^r *Buck* did owe him some money

Yt is ordered y^t feeinge M^r *Thomas Swynhow* is dead, and M^r *Smallwood* in no waye ppared to pallizado Doct^r *Pott* his howse according to M^r *Swynhow* his Covenents y^t M^r *Smallwood* shall pay to Doct^r *Pott* towards the pallizadoinge of the said howse one hundred pownd waight of good marchantable Tobacco.

Yt is ordered y^t *Addam Dixfone* shall have for y^e transp^ote of him selfe *Agnes* his wiefe *Elizabeth* his daughter & *John Martin* his servante As apereth by the list of the passengers for the *Margarett and John*, two hundred acres of lande in any place not allredie taken vpp. pvided y^t he seate and plant vppon the same wthin seaven yeers, or ells it shalbe free for any other to take vpp y^e same

Yt is ordered y^t M^r *Thomas Horwood* havinge one hundred acres of land dwe to him for the Transp^ot^o of him selfe and a man servante named *Jo: Allen* into this Countrey shall have the said one hundred acres of lande scytuate and beinge wthin the mouth of *Blunt poynte Creeke* & bounded Westerly one the said *Blunt poynt Creeke* & Easterly one a branch of the said *Blunt poynt Creeke* (beinge a neck of lande & y^e whole hundred Acres of lande to [be] measured and bounded between the said Creeke & the branch of the said Creeke, Pro: [provided] y^t he plant y^e said lande wthin seaven yeares next after the date hereof

James Porter fworne and Examined sayeth y^t *Edward Eade* did covenant to serve M^r *Robert Gyer* five yeers in *Virginia* & bound him selfe servante by takinge of six pence in money of M^r *Gyer* to pforme the said tyme of service

M^r. *Robert Gyer* fworne and examined sayeth y^t y^e tyme of y^e begininge of *Edward Eade* his five yeers service was to beginne at our La: day now last past before the date hereof, and therevppon he gave the said *Edward Eade* six pence to bind him servante

Yt is ordered y^t S^r: *ffrancis Wyatt* Knight Gou^rn^r &c shall have five hundred acres of lande to him and his heyres for ever dwe vnto him for y^e Transp^otacion of tenn servants, and scytuated about a myle belowe *Waters Creeke* towards y^e land of *newports news* & abuttinge esterly one A greate oake aboute a quarter of a mile distant from y^e lande of *morice Thompson* and thenc extending westerly alonge the banke of the river two hundred and ffyftie pole & bordering futherlie vppon the maine river & northerly vppon the maine lande, Provided y^t he plant y^e same wthin seaven yeers next after y^e date herof

Yt is ordered wth the Consent of the Courte y^t M^r *W^m Cleybourne* shall take vpp five hundred acres of lande scytuated towards the head of *blunt poynte River* and abuttinge fouterly one the land of *John Baynum* & extendinge northerlie two hundred & fiftie pole towards the head of the said river pvided y^t he plant the same wthin seaven yeers next after the date heerof

Yt is ordered y^t *James Parker* for y^t he hath been heertofore a well wisher to this Colony in bringinge over necessarie comodities and servants into this Countrey as also that he hath p^mised to Contynew the like his loue and affectione to this Colony shall have his freedome granted him.

Yt is ordered y^t *John Southerne* shall have for y^e Transp^ortinge of a man servante in the *George Ano domⁿi 1622* named *William Soane* shall have ffyftie Acres of lande to be taken vpp in any place not already taken vpp, pvided y^t he plant vppon the same wthin this seaven yeers next enswinge the date heerof wth land tenn acres therof is to be taken vp in *James Cyttie Island* & 40 acres at *blunt poynte*

Abraham Porter fworne and examined sayeth y^t he cam to serve M^r *Buck* in *decembe Ano dⁿi 1622* and sayeth after this deponents Cominge to M^r *Bucks* service *John Dyas* did drench M^r *Bucks* cattle, M^r *Buck* beinge then livinge

Yt is ordered y^t M^r *Richard Kingsmell* overseer to M^r *Bucks* will shall pay to S^r: *ffrancis Wyatt* Knight gouernor &c fortie shillings lawfull english money for a dept dwe to *John Dyas* from M^r *Buck* decesed

A Court Book

begune the xxviijth daye of *July* 1626

the 28th daye of *Julye* 1626

A COURTE held the 28th daye of *Julye* 1626
present
S^r: *George Yardley* Knight Gove[rnor &c] Cap^t *West* Doctor *Pott*, Cap^t *Smith*,
Cap^t. . . . and M^r *William Claybourne* Secr

1 *Yt is ordered* y^t there be a p^{ro}clamatione published that vppon the arivall of any shipp or shippes none doe goe aboard before some that are especyally authorized have been abourde, least y^t by any forraine Enemy (w^{ch} we must now daylie expect) there be some Surpryse wherby there may be much danger and inconvenience happen to the Colonye

2 Also that there be a Proclamatione published to enioyne all masters of shippes not to breake boulke before they come to *James Cyttie*, w^{thowt} specyall leave from the Gouvernor & Councell to that purpose.

3 *Yt is ordered* that a Comissione be granted to Cap^t. *John Stone* to trade wth those Indyanes one the *Easterne shore* w^{ch} Cap^t *Epps* shall enforme him to bee our freendes, eyther for Corne furs or any other Comodities, p^{ro}vided he exceede not the ordinance rate for Corne

4 *Yt is also ordered* y^t a p^{ro}clamatione be sent to every Plantatione that the Comander and Church wardens therof do take a list of the names of men women and Children in theire severall p^{ar}ishes, And do see y^t the service of God be dewly p^{er}formed and yf any be fownd delinquent to be punished accordinge to the statute in y^t case p^{ro}vided by y^e general Asssembly.

5 And that whosoever cometh w^{thowt} his armes fixed and in good order shall receive the like punishment as yf he had staide awaye, And that every m^r of a familie cale his people together to prayer twyse or once a daye at the least, And that a list of all delinquents be given vpp to the Gouvernor & Councell at every quarter Courte

6 *Yt is ordered* y^t a p^{ro}clamatione be renewed concerninge privatt parley wth the Indyans.

7 *Yt is ordered* y^t the p^{ro}clamatione againste drunkennes and swearinge be renewed, and that two sworne men be chosen in every Plantatione to give informatione of such as shall offende that they may receive punishment accordinge to the act of y^e generall asssembly, And also that the Comander of every Plantation be very carefull that no p^{er}son of evill Government do buy any great quantitie of wyne, or yf they shall see have done w^{thowt} his knowledg and comitt any disorder Then shalbe lawfull for him to take it from them and to cawse them spende it more moderately

the 7th & 8th dayes of *Awguste* 1626

A COURTE held the 7th & 8th dayes of *Awguste* 1626 being
present
S^r. *George Yardley* Knight Gou^rno^r &c Doctor *Pott*, Cap^t *Smith*, Cap^t *Mathews*,
M^r *Abraham Perfie*, Cap^t *Tucker*, M^r *W^m fferrar*

1 *Yt is ordered* y^t no planter shall remoue from y^e plantation wherone he is seated, To seat himselfe vppon any other w^{thowt} specyall order from the Governor and some
p^{re}sente

te of y^e Councell vppon penaltie and forfeiture of 300^{li} waight of Tobacco to be paide to the publike Treasury, and to retourne and feat himselfe againe vppon his former Plantatione yf the Gouvernor & Counsell shall thinke it fitt.

And that no Person vppon any pretext or couler of his owne privat occasions shall absent him self from his plantation wthowt consent and approbatione of the Comander of the Plantatione vppon paine and forfeiture of 25^{li} of Tobacco for every 24 howers absence

2 *Wheras John Joyse* servant to Ensigne *ffrancis Epps* havinge lately runne away from his m^r, who caryed away wth him two Snaphance peeces wth powder and shott, together wth a canow w^{ch} in like manner he stole away from *Symon Sturgis* (was heere attached at *James Cyttie*) and beinge brought before the Gouvernor and Councell (after severall examinations of the cause of his so runninge Away yt apereth by the Testimony of *revell Pooley* minister and *Symon Sturgis*, The faide *John Joyse* had noe iuste cause eyther by Corectione, want of victualls or any other cause) wherof he hath Complained, that this Acte of his hath proceeded from a stubourne and ill dispositione of him selfe, and not by any iust occasion offered by his m^r *Yt is therovpon ordered* y^t y^e faide *John Joyse* for this his offence shalbe severely whipt, and to receive thirty stripes, and shalbe returned vpp againe into the hands of his m^r, and shall serve owt his tyme wth him (and also a yeere more) At the expiratione wherof, his m^r shall deliver [him] to the Gouvernor and Councell to serve the Colonye at the disposinge of the Go^rnor and Councell for five yeeres (or as they shall otherwyse determine therof)

3 *Yt is fourther ordered* that there shalbe inserted into the Proclamatione to be sent downe to *Kickotan* againste breakinge bulke, That no Person wthsoever shall putt away any servants that shalbe Transported over, before the Gouvernor and Councell are first made acquainted therwth

4 *Yt is ordered* that a Comissione be graunted by the Gouvernor to Cap^t *Tucker*, That vppon the arivall of any shipp or shippes, He fourthwth man owte a light shallopp fitted wth maste sayle and Oares wth a sufficient number of good shott and so to goe fourth as far as *poynt Comfort* or fourther so that he do not engage himself & his compeny but allways to keepe the winde of them, till he hath made a full discovery of them, And yf they proue Enemyes, Then he shall retourne wth all speede, and give the Alarm to the Plantatione that they may provide for their owne safety (yf fireende) Then to go aboute and publish such proclamations & instructions as he shall receive from the Gouvernor and Councell.

5 *Yt is ordered* that the Gouvernor wth his best conveniency shall give Comissione to some Sufficyent man in every Plantatione for the Comande and Gouvernement therof

6 *Yt is ordered* y^t the Proclamatione againste drunkennes and swearinge shalbe in force accordinge to the act of Asssembly wth an aditione of gevinge bonde to the good behaviour.

7 *Yt is ordered* y^t wheras the Gouvernor is to take a generall muster throwwt the Colony Accordinge to the directions of the Lo^rs of his Ma^{ties} most Honble privie Councell, That y^e Gouvernor shall supplie him selfe in all places goinge vpp and downe wth a sufficyent number of men & boates

8 *Yt is ordered* that an order be sent to y^e Comander of every Plantatione y^t accordinge to the Acte of y^e late Generall Asssembly some decent howse or fittinge roome be erected and builte for the service of God in their severall Plantacons and y^t it be sequestered for that purpose only and not for any other vse or purpose wthsoever, Likewise y^t a place be stronglie paled or fenced in for the buriall of the dead And these things to be carefully Accomplished in all places by our lady day now next enswinge, And for default therof every Plantatione to paye five hundred pownde waight of Tobacco to the publike Threasurer

9 *Yt is ordered* y^t accordinge to another act of y^e late generall asssembly, There be an vniformitie in our Church kept as neere as may be to the Canons of *Englande* both in substance and Circumstance, and y^t all Persons yeeld dew obedience to them vppon paine of Censure

10 *Yt is ordered* accordinge to another Acte of y^e late generall affembly, That the xxiith day of *march* be yeerly Solemnized as holydaye and all other hollidays, except when there falle two together betwixt the ffeast of the Annuncyation of the Virgin *Mary* and Sct. *Michell* the Arkeangell, then but one to be kept in regard of our necessities.

11 *Yt is ordered* y^t yeerly after every harveft when the minifter is to receave his meanes of his *¶*ishioners that all men do bringe fuch payments as the[y] are to make vnto him, to the Comanders howfe of the Plantatione who fhall fee y^t y^e fame fhallbe of the beft forts, or otherwyfe y^e fame to be burnte before their faces and the *¶*tie forced paye of the very beft

12 *Yt is ordered* accordinge to an Act of y^e late generall Affembly y^t there fhallbe Courtes kept monthly at *Charles hundred* and *Elizabeth Cyttie* for the determinge of pettye controverfies not excedinge the valwe of 200^{li} of Tobacco and for punifhing of pettye offences (wth refervatione of appeal after fentence, To the Gouvernor & Councell and whofoever fhall appeale and fhallbe there cafte in fuite, fhall paye double damages Sentenc to be geven in thofe Courtes by the maior [major] *¶*ties.

Comiffioners nominated for *Elizabeth Cyttie* Courtes

Cap^t *Tucker*, Cap^t *Martin*, M^r *Jonas Stogden* Liv^t *Purfrey*, M^r *Edward Wate*
M^r *John Baynam* M^r *Salforde*

Comiffioners for the vpper *¶*tes,

M^r *William Ferrar* M^r *Thomas Pawlett* Enfigne *Epps* Enfigne *Chaplen* M^r *Cawfey*
Thomas harris

13 *Yt is ordered* y^t the monthlie Courtes to be kept aboute *Perfies hundred*, fhallbe kept at the difcretion of M^r *W^m ferrar* one of his Ma^{ties} Councill of ftate either at *Jourdens Journey* or *Sherley hundred*

14 *Yt is ordered* y^t accordinge to the Act of the late generall affembly, That no man goe or fend abroad either vpon ffowlinge, ffifhing or otherwyfe w^tfoever w^{thout} fufficyent *¶*tie of men well armed and *¶*vided of munitiōe, vpon penaltie of vndergoinge fevere Censure of punifhment by the Gouvernor and Councell.

15 *Yt is ordered* accordinge to the faide Affembly that no man in the Colony goe ownto his woorke & labor w^{thout} their armes & a Centinell vpon them

16 *Yt is ordered* accordinge to the faide generall affembly that the Comander of every Plantatione, take care that there be fufficyent of powder and munitiōe w^{thin} y^e Plantatione vnder his Comande and their peeces fixt and their armes Compleate.

17 *Yt is ordered* y^t there be dwe watch kept by nyght in all places and Plantationes thrownto the Colonye The necleſt wherof to be punifhed at the difcretion of the Comander

18 That no Comander of any Plantatione do either himſelfe or fuffer others to expend powder vnnecessarilye in drinkinge Entertaynments or the like vpon paine of vndergoinge fuch Censure as by the Gouvernor and Councell fhallbe inflicted, And the Comander to give informatione to y^e Gouvernor and Councell of all fuch as fhall therein offende, vpon penaltie of beinge Censured by the Gouvernor and Councell him ſelfe

19 *Yt is ordered* y^t the whole Bodie of the Councell fhall meete together at *James Cyttie* for the managing of the Publique ſervice of the Colony, quarterly as followeth (*vidl^t*) The *monday* ſenight next after the ffeafte of Sct *Michell*, The *mondaye* ſenight next after the feaſt of the nativitie of *Chriſt*, The *monday* ſenight next after the Añcyatione of the Virgin *Mary*, And y^e *monday* ſenight after y^e feaſt of Sct *John Baptiſt*

And yf any of the Councell fhall heerin make default that then he fhall paye for fuch his defaulte 300 pownd waight of Tobacco, except it be vpon fuch lawfull excuſe as by the Gouvernor and maior *¶*te of the Counſell fhallbe approued

20 *Yt is alſo ordered* y^t wheras in regard of divers greate inconveniences y^t have befallen us, by the ingroſſinge of Comodities and by greate quantetie of wyne and ſtoringe drinke

shacke fold into the handes of such as have not gouernment to vse it, And y^t by reason hath been left free for every man to buy what quantetie he thought good himself, the end we may avoide these and many other inconveniences w^{ch} the whole Colony sh suffer by such confusione and irregular buyinge vpp of Comodities into a fewes handes, wherby the more p^{te} of the Colony is left vnfurnishte, There shall therefore in every Plantacione be one sufficyent man Chosen as marchant or factor to sale and buy for all the People dwellinge in the same Plantatione, The same goodes by him bought To be by the Comander and Chieffe of the Place equally devided to as neere as may be, to the furnishinge of every p^{ticuler} p^{son}e (And that this may the better p^{formed}) Yt is ordered y^t none of those Chosen men do deale or buy any comodities, vntill all or the more p^{te} of them, be vppon the arivall of any shipp or p^{ss}es, Affembled heere at *James Cyttie*, wheras vnderstandinge w^t p^{portion}e of goodes arived to be folde, They may Accordingle p^{vide} for the furnishinge of such people as we put them in truste to buy for them.

21 Yt is further ordered y^t there be a Proclamacione published throwwt the Colony, that noe p^{son}e w^{soever} (vnles those Chosen p^{son}es) shall goe abourde any shipp or p^{ss}es arivinge in this Colonie w^{thout} leave of the Gouvernor or any two of the Councell vpon paine of Censure, nor to bring any Comodities w^{soever} either abourde or ashore vpon penaltie to forfeit the goodes soe bought and to pay 500^{li} waight of Tobacco into the Publique Treasurye

22 Yt is also ordered y^t vppon every holiday y^t is to be kept and Solemnized as holiday The Comander of every Plantacione do drawe his men togeather in Armes and to exerceyse and drill them, wherby they may be made the more fitt for service vppon any occasion

xiiiijth of Awgust 1626

A COURTE helde the xiiiijth of Awgust 1626 beinge
p^{sent}e

S^r George Yardley Knight Gouvernor &c., Docter Pott, Cap^t. Smith

1 *Ismaell hills* fworne and examined sayeth y^t one *Sonday* laste was fenighte in the afternoone he harde *Martin Tournier* saye that yf he died or that any other mischance shid happen vnto him, That *Rice Watkins* should have all the estate and goodes he had in *Virginia*.

George Bourcher fworne and examined sayeth y^t about a moneth agoe he beinge at M^r *Menefres* forge, harde *William Carter* servant to M^r *Menefrey* tell *Martin Tournier* that M^r *harmer* was there and would have had *Martin Tourners* bed awaye, To w^{ch} *Martin Tournier* replide, to *William Carter*, lett not M^r *Harmer* or any man ells have my bedd owt of the howse for where I woorke they shall finde me lodginge, But yf I die I do give it thee

2 Yt is heervppon ordered, that *Rice Watkins* shall take a trwe Inventorie of *Martin Turners* goodes & estate and p^{sent} it into the Courte, And y^t if after ten days notice *Martin Tournier* be not harde of, he shall have A letter of Adminiftratione granted him for y^e fame

XXIth of Awgust 1626

A COURTE held at *James Cyttie* the XXIth of Awgust 1626 beinge
p^{sent}

S^r George Yardeley Knight Gouvernor &c Cap^t West, Docter Pott Captaine Smith
M^r *William Cleybourne*, Secr

1 Yt is ordered y^t whereas *Thomas ffarley* gent contrary to y^e late Act of the generall assembly hath absented himself from Cominge to Church vppon the *Saboth* day for the
space

space of three moneths, as appeareth by the Testimony of Mr *James hickmote* one of the Church wardens, And as the saide *Thomas ffarley* him self hath confessed yt is herppp ordered y^t the saide *Thomas ffarley* for that his offence shall paye one hundred pown waight of Tobacco into the Publique Treasury, w^{ch} fine in some pte is mittigated in regarde of some occasions by him alleadged. But whereas it is alleadged againste him that *Richarde Tree* one of the Churchwardens also, that he wilbe redie to iustifie against him that he hath vppon the *Saboth* daye been huntinge of hogs in *James Cyttie* Island (w^{ch} beinge iustly proved againste him) yt is thought fitt y^t he paye the full fine of the penaltie of the generall assembly in that case made & pvided.

John Jackfone fworne and examined sayeth y^t y^e will of Mr *Thomas Allnutt* w^{ch} was written in a booke and pduced in Courte this daye was the trwe will of Mr *Allnutt* and himself confessed to this deponent

Mary landman wydow fworne and examined sayeth and depofeth as much as *John Jackfon* hath formerly depofed

Upon the oathes of *Cuthberd Peerson*, *Elizabeth Moorecock* and *Iszabell Bridgewater*

2 Yt is ordered y^t whereas it appereth by their severall Testimonies, That *Thomas Jones* *Robert Hutchinsone* and *John Ofbourne* had severally disordered and misdemeane themselves in drincking and quarellinge and other abuses at vnlawfull and vnseasonable howers of the night, To the disturbance of the whole plantatione they shalbe punished and fined accordinge to the late Act of the generall Assembly in that case made and pvided. And it is fourther ordered y^t they and every of them shall give in bonde of forty pound apeece wth sufficyent securitie to the good behaviour between this and the next courte daye beinge the xxviiith day of this moneth of *Awgust*.

3 Whereas *Richarde Allforde* was warned by the pvoft marshall on *Saturday* the 19 of *Awgust* to appeere before the Gouvernor and Councell this p^sent Courte daye to answer to such matters as by *Robert Marshall* should be alleged againste him (w^{ch} the saide *Allforde* hath nott donne, yt is ordered he shall paye for that Contempt 20^{li} of Tobacco

Ellmer Phillipps gent fworne and examined sayeth that he was in place when *Richarde Allforde* did acknowledge that he did owe *Robert Marshall* xi dayes woork wherof he p^mised to do the saide *Marshall* 4 dyes woork and to seale him a bill for the other vii dayes woork, The bill beinge made and the saide *Richarde Allforde* required to seale the same, he refused to do it (sayinge) *Marshall shall com by it as he can*

Whereas *John Heny* gave bonde to the good behaviour in the tyme of Sr *francis Wya* his Gouvernement, & hath since, vppon the Testimony of Cap^t *francis West* Esquire one of his Maties Councell of estate for *Virginia*, That the saide *John heny* hath ever since well demeaned him selfe Towardes our Soueraign lord the Kings Matie and all his liege people, Yt is ordered the saide *Heny* shall have vpp his bonde

Wheras y^e Courte hath been enformed by Doctor *Pott* that *Thomas Willfone* hath abused him selfe in drinke and beaten his wiefe, w^{ch} himselfe confessed, The saide *Thomas Willfone* hath been sett in y^e stocks he beinge a Tenante and is to pay xx^s for a fyne, and to give bonde to the good behaviour and so to stand bound vntill the next quarter Courte and then vppon his good demeanor to be discharged

Wheras *John Smith* hath wrongfully accused Mr *Woollrige*, Mr *Bunn*, Mr *Horwood* and others Yt is ordered he shall aske them forgiveness heere in Courte, for their satisfaction, And that after his tyme is expired with *francis fowler* then to give the saide *francis fowler* satisfactione for his owne dayes woork, and his man & for the losse of y^e saide *John Smith* his owne days woork, And after to serve y^e publique for 3 moneth at the disposinge of the Gouvernor and Councill.

the xxiiijth of *Awgust* 1626

A COURTE held the xxiiijth of *Awgust* 1626 beinge
 present
Sr. George Yardley Knight *Gouernor* &c *Cap^t Weste* *Doctor Pott*, *Cap^t Smith*
M^r William Claybourne

1 *Yt is ordered* that wheras *M^r Westone* ys come vpp to *James Cyttie* he shall sell 3000 of his fishe heere, w^{ch} he hath promised to sell at resonable rates, Therefore in regarde the Proclamations are not Published for the Chusinge of Marchants and ffactors, yt is permitted that such as are desirous to buy any of the faide fishe, He may have leave to deale wth *M^r Westone*, Notwthstandinge our orders to y^e Contrarie

XXVIIIth of *Awguste* 1626

A COURTE held the XXVIIIth of *Awguste* 1626 beinge
 present
Sr. George Yardley Knight *Gouernor* &c *Cap^t Weste* *Doctor Pott* *Cap^t Smith*.

1 *Yt is ordered* that wheras *M^r John Bourrows* desireth to remove and feate himself vppon the neck of lande neere *James Cyttie* Chieflie for the keepinge and p^{er}servinge of the cattle dwe to *Marra Buck* dawghter of *Richarde Buck* Minister late deceased, he beinge gardian appoynted for the educatione and bringinge vpp of y^e faide *Mara Buck*, The Courte conceveth his request very resonable, And therevppon it is ordered that *M^r Bourrows* may remove him self and feate vppon y^e faide neck of lande, p^{ro}vided That the faide *M^r Bourrows* doth leave his plantatione of *Bourrows* mounte sufficiencyntly manned and strenghtned as by the *Gouernor* and Councell shalbe approved

2 *Wheras* by a Petitione p^{re}sented in Courte by *S^r George Yardley* Knight See booke *Gouernor* &c in the behalfe of *Margrett Pelteere* wyddow as also by a of Record Certificate vnder the hande of Alderman *lumlley* as also by a Testimonie fol. 1 & 2 vnder the handes of *Edward Webb* and *Thomas Gittins* clarke of *S^t Mary Stayninge* it apereth that *Abraham Pelteere* was not bounde apprentice to *Humphrey Rastill* wherby he might lawfully dispose of him, yet nevertheles he was bounde p^{re}ntice to the faid *Humphrey Rastill* for vii yeers contrary to Justice and equitie, And afterwards was assigned and putt over to *John Haffarde* by the faide *Rastill* And againe by the faid *haffarde*, putt over to *Robert Thresher* for the tearme of 4 yeers for the some of eight hundred p^{ou}nd waight of Tobacco, whereof 650 was paide in hande as he affirmeth, now the Courte conceaveth that y^e faide *Rastill* hath doune greate wronge to the faide *Abraham Pelteere* contrary to the agreement made wth his mother, as by the Testimony of Alderman *lumlley* apeere, The Courte doth therefore order, y^t the faide *Abraham Pelteere* be p^{re}sently sett free, And remaine at the disposinge of *S^r. George Yardley* Knight *Gouernor* Accordinge to y^e Petitione of his faide Mother, And the Tobacco paied by y^e faide *Robert Thresher* to *John haffarde* may be recovered owt of w^hsoever estate remaineth heere in this Countrey w^{ch} doth p^{er}perlie belonge either to the faide *Rastill* or the faide *haffarde*. To w^{ch} purpose a warrant shalbe sent downe to *Cap^t Tucker* to sequester the goodes of the faide *Rastill* and *haffarde* vntill fourther order be receved from y^e *Gouernor* & Councell.

And wheras the faide *Abraham Pelteere* hath served y^e faide *Thresher* for one yeere, That there be deductione made owt of the goods of the faide *Rastill* and *haffarde*, w^{ch} shalbe given vnto the boy for his service

At this Courte it is agreeede betwixt y^e Inhabitants of y^e Corporatione of *James Cyttie* and *M^r George Menefrie* as ffolloweth (*vidl^t*) That the faide *M^r Menefie* as marchant Chosen for y^e faide Corporation, to deale and buy comodities for them when shippinge shall heere arrive, And that the faide Corporatione in lew and Satisfactione of that his paynes

paynes therein taken, shall allow Mr *Menefie* twelve p^{c} cent, and this Mr *Menefie* hath vndertaken as marchant to p^{f} forme, till y^e feaft of y^e Nativitie of our Saviour *Christ* now next cominge at w^{ch} tyme it shalbe free for either p^{t} ie otherwise to resolve.

Thomas Phillips fworne and examined sayeth y^t a little before *Christmas* last past about the howers of 7 & 8 of y^e Clock cominge from *powells hole* to *John Stones* howse to his lodginge, mett wth a man laden wth a sheete [canvas] of Tobacco vppon his neck, To whom this deponent caled but y^t p^{t} ie made no answere, wheruppon this deponent stroke his hand vppon the sheete and asked him (*what have you heere, a ffat weather*) To whom y^e p^{t} ie answered *it is nott foe good*, And so y^e p^{t} ie went in y^e path y^t goeth towards *Henry Woodward*s howse.

Fourther this deponent sayeth y^t he verily beleaveth y^t by the voyce it was *Henry Woodward*, The rather for that he had beene formerly acquainted wth y^e said *Woodwarde* and doth verely beleve it was *Henry Woodward*, and no other And fourther this deponent sayeth that wthin 4 or 5 days after he mett the faide *Henry Woodward* neere vnto the same place wth a bagg of Tobacco vppon his back goinge towards his owne howse, And fourther this deponent sayeth, That the faide *Henry Woodward* hath been generally reported to be a stealer of corne and Tobacco in that Islande

Roger Webster fworne and examined sayeth y^t dwinge y^e tyme y^t *henry Woodward* was Tenant to y^e focyetee and Compeny of *Suthampton hundred*, Mr *John Vtie* as officer there, fownd Certen Corne in y^e Cheste of the faide *Woodwarde* (w^{ch} he tooke from him as stolene) And as this deponent verily beleeveth to be trwe, And fourther sayeth that about this tyme twelve moneth, *Henry Ellwood John Jacksone*, and *John Stone*, beinge all of them in the night in the howse of the faide *Stone*, Adioyninge to the Corne grounde of this deponent, harde some bodie breakinge downe eares of Corne, And Cominge owt wth a dogg, The p^{t} ie fledd and cam towards the howse of *henry Woodward* The morninge ffollowinge, *Elliott [sic]* and the rest asked of *Woodwarde* yf he harde any bodie in the Corne that night, To which hee replied, that he harde no man, nor any noyse in the Corne, soone after this deponent cominge to *henry Woodward*s howse, *Woodward* told this deponent that there was one in the grounde the laste night stealinge of corne, And that he was like to take him, but that he ran away towards the forte, And further this deponent sayeth y^t the faide *Woodwarde* is generally suspected for a pillferinge fellow

Thomas Hitchcok fworne and examined sayeth, that he harde it generally reported by the Inhabitants of the Islande, That the faide *henry Woodward* hath been reported for a ffelonious and pillferinge fellow And this deponent sayeth y^t he tooke the faide *Woodwarde* at this deponents howse at midnight in a darke raynie nighte, where this deponent demandinge of the said *Woodwarde* what he made there, *Woodwarde* replied, *did you see my bitch*, and so went his waye

Ensigne *John Vtie* fworne and examined sayeth, that he hath suspected the said *Henry Woodward* he beinge under this deponents comande often tymes for stealinge of powder shott and Corne, & for the better approbatione thereof (sayeth) That he knew not how the faide *Henry Woodward* should trewlie Come by the same.

John Walton fworne and examined sayeth, That cominge to Sr *ffrancis Wyatt* knight late Gouvernor for to obtaine a Comissione for a Vioage for *Canada*, And y^t he might carye *Peeter Smith* and some others wth him, Sr *ffrancis* graunted him ffree leave, commandinge him to give Cap^t *Tucker* a lifte of the names of such men as were to goe wth him, w^{ch} this deponent affirmeth he did.

3 Yt is ordered in Courte vppon the Peticione of Mr^s *Joanne Passmoure*, wth y^e free consent of Cap^t *ffrancis West* Esquire Councillor of estate for *Virginia*, That *Thomas Passmoure* his executors and assignes shall have hold posels and enioy the labor and service of *Jeremy White* now in the service and Coustodie of y^e faide *Thomas Passmoure* who is in lew and Satisfactione of a maide servant receved by Mr^s *Margarett West*, of & from the faide Mr^s *Joane Passmoure*, vntill the first day of december w^{ch} shalbe in the yeere of our lorde God one thowfande fix hundred and seaven [sic]¹⁹

¹⁹ The word "twenty" is evidently omitted. The date should be 1627.

4th of September 1626

A COURTE held the 4th of September 1626 beinge
present

St. George Yardley Knight Gou'nor &c Cap^t West Doct^r Pott Cap^t Smith &
Mr William Claybourne

1 Vppon p^ositione & motione of Mr William Claybourne to this Courte, touchinge an affured way and meanes, he beleveth himfelfe to have invented for safe keepinge of any Indyans, w^{ch} he shall vndertake to keep for guides allways ready to be ymployed, and y^t he hopeth to make them serviceable for many other services for y^e good of the whole Colony. The Courte thinketh it very reasonable that he the said William Claybourne shall for him selfe and his assignes dwringe the tearme of three yeers next enfwinke the date heerof, have holde and enioy all y^e benefitt vfe and p^ofitt of this his p^oiect or inventione, And it is heerby ordered that no man of what Conditione soever wthin the lymitts of the firste Suthern Colony of Virginia, shall make vfe of or ymploye any Indyan or keepe them after the same maner and forme, as he the saide William Claybourne hath now p^oiected and invented, vppon the fforfecture of fower hundred pownde waight of Tobacco for every Indyan w^{ch} any shall foe kepe or make vfe of

p^ovided that this inventione be such and in such wyfe as it hath never beene used in the Colony heertofore. And further wheras there is one Indyan lately come in vnto us, We doe give and fett over vnto the saide William Claybourne the saide Indyan, for his better experience and tryall of his inventione. Neuertheles yt is not p^ohibited to any man to vfe any other way or meanes for the kepinge of Any Indyan w^{ch} they shall attaine vnto

Finis Curiae

the XIth of September 1626

A COURTE held the xith of September 1626 beinge
present

St George Yardley Knight Gouvernor &c Cap^t West Doct^r Pott

1 Liv^t Gieles Allingtone fworne and examined sayeth, That he harde Sargeant Booth saye y^t he was crofte by a woman and for a twelve months space he havinge very fayre game to shute at, yett he could never kill any thinge but this deponent cannot say y^t it was good wiefe Wright. Fourther this deponent sayeth, that he had spoken to good wiefe Wrighte for to bringe his wiefe to bed, but the saide goodwief beinge left handed, his wiefe desired him to gett M^{rs} Graue to be her midwiefe, w^{ch} this deponent did, and sayeth y^t the next daye after his wiefe was delivered, the saide goodwiefe Wright went awaye from his howse very much discontented, in regarde the other midwiefe had brought his wiefe to bedd, shorthlie after this, this deponents wiefes breft grew dangerouslie fore of an Imposture and was a moneth or 5 weeks before she was recovered, Att w^{ch} tyme This deponent him selfe fell sick and contynued the space of three weeks, And further sayeth y^t his childe after it was borne fell sick and foe contynued the space of two moneths, and afterwards recovered, And so did Contynue well for the space of a moneth, And afterwards fell into extreeme payne the space of five weeks and so departed.

Rebecka Graye fworne and examined sayeth That good wief Wright did tell her this deponent That by one Token w^{ch} this deponent had in her forehed she should burye her Hufbande, And fourther sayeth y^t good wiefe Wright did tell this deponent y^t she told Mr ffellgate he should bury his wiefe (w^{ch} cam to pafs) And further this deponent sayeth y^t goodwiefe Wright did tell this deponent, That she tolde Thomas Harris he should burie his first wiefe being then bethrothed vnto him (w^{ch} cam so to pafs) further this deponent sayeth y^t goodwiefe Wright did tell her that there was a woman said to her

(I

(*I have a crofs man to my husband*) To whom good wief *Wright* replide (*be content*) for thow fhaltie fhortlie burie him (w^{ch} cam fo to pafs)

Thomas Jones fworne and examined fayeth, that *Sargeant Booth* told him y^t good-wief *Wright* would have had fom what of him, w^{ch} the faide *Sargeant Booth* either would nott or could nott give her, and as this deponent thinketh it was a peece of ffelefh, And after the faid *Sargeant Booth* went foorth wth his peece, and cam to good game and very fayre to shoote at, But for a longe tyme after he could never kill any thinge.

Robert Wright fworne and examined fayeth that he hath beene maried to his wief fixteene yeers, but knoweth nothinge by her touchinge the Crime fhe is accused of

Daniell Watkins fworne and examined fayeth y^t about february laft pafte, this deponent beinge at Mr *Perryes* Plantatione Ther was *Robert Threfher* who had a cowple of henns pourpofinge to fend them over to *Elzabeth Arundle* And good wief *Wright* beinge there in place, faide to *Robert Threfher*, why do you keepe thefe henns heere tyed vpp, The maide you meane to fend them to will be dead before the henns come to her.

Mr^s *Ifabell Perry* fworne and examined fayeth that vppon y^e lofinge of a logg of light wood owt of the fforte, good wief *Wright* rayled vppon a girle of good wief *gates* for ftealinge of the fame, whervppon good wief *gates* Charged the faid good wief *Wright* wth witchcrafte, And faid that fhe had done many bad things at *Kickotan*, whervppon this Examinee Chid the faide Good wief *Wright*, And faid vnto her, yf thow knowft thyfelfe Cleare of what fhe Charged thee, why doft thow not complaine And cleare thyfelfe of the fame, To whom good wief *Wright* replied, god forgive them, and fo made light of it, And the faid good wief *Wright* Threatened good wief *Gates* girle and told her, that yf fhe did nott bringe the light wood againe fhe would make her daunce ftarke naked and the next morninge y^e lightwood was founde in the fforte.

And further fayeth y^t *Dorethie Behethlem* asked this Examinee why fhe did fuffer good wief to be at her howfe, fayinge fhe was a very bad woman, and was Accompted a witch amoungft all them at *Kickotan*

And fourther this deponent [fayeth] y^t good wief did tell her y^t when fhe lived at *hull*, beinge one day Chirninge of butter there cam a woman to the howfe who was accompted for a witch, whervppon fhe by direCTIONS from her dame Clapt the Chirne ftaffe to the bottom of the Chirne and clapt her handes acrofs vppon the top of it by w^{ch} means the witch was not able to ftire owt of the place where fhe was for the fpace of fix howers after w^{ch} time good wief *Wright* defired her dame to aske the woman why fhe did not gett her gone, whervppō the witche fell downe on her knees and asked her forgivenes and faide her hande was in the Chirne, and could not ftire before her maide lifted vpp the ftaffe of the Chirne, w^{ch} the faide good wief *Wright* did, and the witch went awaye, but to her p^{er}feverance [perception] y^e witch had both her handes at libertie, and this good wief *Wright* affirmeth to be trewe. Fourther Mr^s *Pery* fayeth y^t good wief *Wright* told her, that fhe was at *Hull* her dame beinge fick fufpected her felfe to be bewiched, and told good wief *Wright* of it, whervppon by direCTIONS from her dame, That at the cominge of a woman, w^{ch} was fufpected, to take a horfhwe and flinge it into the oven and when it was red hott, To flinge it into her dames vrine, and fo long as the horfhwe was hott, the witch was fick at the harte, And when the Irone was colde fhe was well againe, And this good wief *Wright* affirmeth to be trwe alfoe

Alice Baylie fworne and examnd fayeth that fhe asked good wief *Wright* whether her hufbande fhould bury her, or fhe burye him To whom good wief *Wright* answered, *I can tell you yf I would, but I am exclaimde againft for fuch thinges and Ile tell no more*

2 *Richard Peerce* beinge questioned about a calfe w^{ch} he kild w^{ch} did belonge to the ftock of Mr *Woodall* it is ordered y^t he fhall at y^e next fpringe at *Calvinge* tyme deliver another bull calfe weanable in lew of the other.

Yt is ordered y^t Mr *John Vpton* fhall paye *Richarde Tree* two barells of Corne, and Mr *Vpton* to make his beft of the Corne he bought of *Richard Tree* being now ftandinge in the grounde

xijth of September 1626

A COURTE held the xijth of September 1626 beinge
 present
 Sr. George Yardeley Knight Gouvernor &c Cap^t West Doctor Pott, Cap^t Smith

1 William Streets fworne and examined sayeth that at his beinge at See book *Kinsfalle* it was generally reported, that Cap^t Dowse kept compeny wth one recordes *Charitie lovell* the wiefe of *Troylus lovell* dwellinge in *Kinsfalle* at the signe fol: 6, 7, 8 of the plume of feathers, and y^t some two days after they arived there he cam away wth her into some other p^{ar}tes of *Irelande* And caried away wth him all wthsoever he had, beeinge reported to be aboue the valwe of 500 pownde in money and left his wiefe so destitute of meanes, that had she not been releevd by some marchants her ffriends in the Towne she had not beene able to Subsisite, And as M^{rs} Dowse in Courte affirmeth shee is come over hither only by their meanes and Charge

Sergeant Jones and Edward Whitbie fworne and exam^d, affirme as much as William Streets hath formerly spoken.

John Thurlby gente fworne and exam^d sayeth y^t he this deponent and his p^{ar}tner did buy as much Tobacco of Cap^t Dowse, as cam to 300 pownde *sterlinge* and vppwards in *Kinsfalle* w^{ch} money was payde Cap^t Dowse in *Kinsfalle* by this deponents p^{ar}tner named *Richarde Eady* of *Corke* marchante, fourther this deponent sayeth y^t he hath taken the faide Cap^t Dowse and *Charitie lovell* in bed together, This deponent Cominge into the Chamber demandinge (*who lyeth heere*) To whom Cap^t Dowse replide (*myself and another man a freend of mine*) Wher vppon this deponent thruste his hande into the bed and fownde it was Cap^t Dowse and M^{rs} lovell, And further he sayeth y^t Cap^t dowse did cary her awaye wth him into some other p^{ar}tes of *Ireland*.

Vppon the Testimonies before Taken concerninge Cap^t Dowse, as also vppon a Testimoniall from *Kinsfalle* vnder the handes of *Johas ffarley Sufferanc Thomas Adderley* and *John Buckforoe*, as also vppon a Letter from Cap^t John Sacheverell, as likewise that formerly Cap^t Dowse gave vnder his hande and seale full power and Awthoritie to *Ana Dowse* his wiefe to enioy all his goodes and estate in *Virginia*, in as ample manner as yf he himself were in place p^{re}sent

2 Yt is heervppon ordered y^t a warrante be sente downe to Cap^t Tucker, That all the goodes fervants and estate wthsoever Cap^t Dowse hath heere in *Virginia*, That there be an Inventory taken therofe and prayd by three honest and indifferent men, And the said Inventorie so taken and prayd, To be sent vpp to the Gouvernor & Councell to *James Cytie*, And the faide estate of wth value soever to be delivered vpp to the faide M^{rs} Ann Dowse, And by her to be dispoed of for her owne reliefe & maintenance

XVIIIth daye of September 1626

A COURTE held the xviiith daye of September 1626 beinge
 present
 Sr. George Yardeley Knight Gouvernor &c Cap^t West Doctor Pott Cap^t Smith
 M^r William Claybourne

1 Ellmer Phillips gent fworne and examined sayeth, that he beinge at *Jourdens Journey* at M^r fferrers howse, at the readinge of the Proclamacione for the cheasinge a marchante for the buyinge of Comodities for every Plantatione, Sargeant *sharpe* and *Richarde Taylor* disliked the faide Proclamacione, And fweringe many violent oathes (faide) *we are ffreemen and as ffree as Sr. George Yardley himselfe*, And y^t they would goe aboute any shipp and buy Comodities them selves for their owne vse, for all that Proclamacione

John Crowdicke fworne and examined sayeth, That beinge at M^r fferrers howse when
 the

the faid Proclamatione was redd he harde *Richard Tayler* faye and fwere y^t not wthstandinge the faide Proclamatione, yf he were at *James Cyttie* he would goe abourde and buy w^t Comodities he wanted, for *I am as ffree as any man in the Countrey*

Nathaniell Cawfey gent fworne and examined fayeth, That he beinge at that tyme in place, harde the faide *Richard Tayler* and Sargeant *sharpe* fpeeke woordes to the fame effect as *M^r Phillipps* and *John Crowdick* have formerlie faide And fourther fayeth that they were then overcome with drinke when they vfed thofe wordes

2 *Wheras M^r William Horwood*, did putt Cap^t *John Stone* owt of the Poffeffione of one $\frac{1}{2}$ te or moytie of a howfe in *martins hundred* w^{ch} the faid Cap^t *Stone* builte at his owne cofte and Charge and was therin feated by order from the Socyetie and Compenny of *martins hundred* Yt is here vppon ordered y^t the faide *M^r William Horwoode* fhall paye to Cap^t *Stone* 250 pownde waight of Tobacco in lew and fatisfactione thereof by the xth day of *November* now next enfwing

3. Yt is ordered y^t wheras there hath latelie been A Proclamatione publifhed for the p^{re}ventinge of divers inconveniencies in buyinge felling as other tradinge for fuch Comodities as are brought into this Countrey, And likewife for the electinge and choufinge of m^{ch}ants for every Plantatione, w^{ch} Courfe Notwthstandinge it was intended by this Courte for the generall good of the Colony (yett) it hath bredd greate murmerings & discontent both one the $\frac{1}{2}$ te of the marchants, And of the People alfo, This Courte Therefore for divers reafores and Confiderations, hath thought fitt, for the p^{re}sent, to Condefcend and $\frac{1}{2}$ mitt, That the faide Proclamation fhall not ftande in his full force and power, But refte and be dependante for the tyme, vntill y^e Gouⁿor and Councell fhall pleefe to Confider and give fourther order concerninge the fame, at the greater Courte or a generall Affemblic, And in the meane tyme, that the Inhabitants of every Plantatione for to Confider of the beft waye or meanes the[y] can, whereby to eafe themfelves, And to fett downe the fame vnder their hands in wrightinge, and to fende it to the Gouernor and Councell of State to *James Cyttie*, And we wilbe moft carefull and readie to releue them wth our beft endeavors.

Nathaniell Cawfey gent fworne and examined fayeth y^t the deede or writinge made by *James Carter* to *Richard lowe*, and by him p^{ro}duced in Courte was y^e trewe Acte and deede of the faide *James Carter*, and made by him in his p^{er}fect memory

Richard ffoxcrofte purfer of the *Ann* fworne & examined affirmeth as much as *M^r Cawfey* hath formerly faide

4 Yt is heerovpon ordered y^t the faide *Richarde lowe* fhall have full power and Awthoritie to dyerecte & p^{er}forme all things accordinge to the trwe intent and meaninge of the faide deede or wrightinge, p^{ro}duced in Courte

Robert Threfher fworne and examined fayeth y^t good wiefe *Wright* came to him and requested him to give her fome plants, He answered y^t when he had ferved his owne tourne, fhe fhould have fome, fo fhe went away and y^t night all his plants were drownde.

Fourther he fayeth that he left 2 hennes wth good wiefe *Wright* to be fent over to *Elizabeth Arundle* either by the p^{ro}vost marfhall or fome other, and that goodwiefe *Wright* did tell *Daniell Watkins* that *Elizabeth Arundle* would be dead before the henns were fent over.

Elizabeth Gates fworne and examined fayeth y^t goodwiefe *Wright* came to *M^r Moores* at *Kickotan* to buy fome chickens, but he would fell her none, fhortly after the chickens died, and after that the henn died, and this fhe affirmeth fhe had hearde from others.

And further fayeth that when goodwiefe *Wright* Threatened her maide fhe faid fhe would make her dance naked and ftand before the Tree.

5 Yt is ordered y^t *Henry Woodward* fhall enter into bonde of twentie pounds wth fufficyent Securitie to the good behaviour, and in the meane tyme to remaine in the p^{ro}vost marfhalls keepinge.

XXV^o of *September* 1626

A COURTE helde the xxv^o of *September* 1626 beinge
 present
 Sr: *George Yardley* Knight Gouvernor &c Cap^t *francis West* Doctor *Pott* Cap^t
Smith

1 The examinacon of *Roger Dilke* taken vppon oath before Doctor *Pott* &
 Cap^t *Roger Smith* y^e 9th daye of *September* 1626

The faide deponent fayeth y^t about the 26th day of *Awgust* last past about 9 or 10
 a Clock at night as he was goinge to his lodginge at M^r^s *Southeys* howfe Together wth
Thomas Dellamaior, he sawe good wiefe *fisher* and M^r *Southerne* goinge before them, and
 fayeth that good wiefe *ffysher* did reele and ftagger as fhee wente, and that fhee ftumbled
 and fell vppon A Cow or by a Cowe or an ewe or some fuch beste, & that then M^r *Southerne*
 did leade her by y^e Arme and fourther fayeth y^t *Thomas Dellamaior* faide it was greate
 fhame to see a man drunke, But more fhame to see a woman in that case, and y^t yf a
 man should do foe he should be fett in the stocks, or lye neck and heeles, And that he
 would make some body acquainted wth it, and more this deponent knoweth not

The Examinacon of *Thomas Dellamaior* Taken before Sr. *George Yardley*
 Gouvernor &c and Doctor *Pott*

Thomas Dellamaior fworne and examined affirmeth as much vppon oathe as *Roger*
Dilke hath faide, & doth verely beleave y^t at y^t time fhee was drunke

seconde of *October* 1626

A COURTE held the seconde of *October* 1626 beinge
 present
 Sr *George Yardley* Knighte Gouvernor &c Cap^t *Weste* Doctor *Pott* Cap^t *Smith*
 M^r *William Claybourne*

1 Whereas it appereth by the last will and Testament of *Robert Awsten* dated y^e 18th
 of *September* & pduced in Courte by Cap^t *W^m Pearce* & approued vppon the oathes of
John West *John Lightfoot* and *Thomas Smith*, wherein y^e faide *Robert Awsten* did make
 & ordaine the faide Cap^t *Pearce* his sole Executor, whervppon it is ordered y^t a generall
 warrant be graunted to y^e faide Cap^t *W^m Pearce* for y^e recoveringe and receavinge of all
 the depts goodes and Chattles of the faide *Robert Awsten* as also of the Cropp of Corne
 and Tobacco belonginge to the faide *Robert Awsten* for this present yeere (w^{ch} is Accordinge
 to y^e trwe intent and meninge of y^e faid will

Vppon y^e Testimony of Cap^t *Roger Smith* & M^r *francis Boltone* minifter, it appeereth
 y^t M^r *Thomas Edwardes* did frelie give to his maide *Mary* now the wiefe of *Thomas*
harvie her paffage into this Countrey, And y^t the faide *Thomas Edwardes* did frely
 deliuer her to the faide *Thomas harvie* to be his wiefe & after y^t he went to M^r *Boltone*
 and requested him to aske theire Banns in the Church, whervppon it is ordered the faide
Thomas Harvie fhall not be lyable to pay M^r *Edwards* for his wives Paffage

Whereas there is a fmale vessell lately arived from *Canada*, now ridinge below at
Kickowtan, And in regarde fhe is very lekie & cannott come vpp to *James Cytie* wthout
 great danger & losse The m^r and marchante are very desirous for to vnlade and make
 sale of theire goodes below, vnto w^{ch} request this Courte doth Condefende to pmitt and
 give leave vnto them foe to doe, and to make sale of theire goodes & Comodities there
 below (beinge as we are enformed) but a small pportione or quantetie, And that Cap^t
Tucker take it into his care that y^e goodes may be indifferently distributed amongst y^e
 Inhabitants wthout any enhanfinge of the price or other engrosfinge

the 9th

the 9th Octob 1626A COURT at *James Citty*. the 9th Octob 1626

present

Sr *George Yardley* Knt *Gouvernor* &c, Cap^t: *ffrancis West*, Docto^r *Pott*, Cap^t: *Smyth*, Cap^t: *Mathewes*, M^r *Claybourne*, Cap^t: *Tucker*, & M^r. *fferrar*

1 At this Court there was a bond of one hundred and twentye pounds *sterlinge* p^{ro}duced & sued against Captaine *Willm Tucker* by See records fol: 20. M^r *Thomas Spillman*: the w^{ch} bond Cap^t: *Tucker* was willing to pay vnto him in Tobacco, therefore the said *Thomas Spillman* being willing to accept of Tobacco at 18^d p^{er} pound: this Court hath hervvpon ordered, that Cap^t: *Tucker* shall pay to the said *Tho: Spillman* fixtene hundred & seventy two pounds of good marchantable Tobacco in leue of y^e said one hundred & twentye pounds *sterl* beinge due to bee paid on the five & twentyeth of *Decemb* last past

2 At this Court was p^{ro}duced the last will & Testam^t of Lef^t. *Albino Lupo*, & p^{ro}ved by the oathes of M^r *Tho: Spillman* & *John Slaught*:

3 At this Court *Tho: Willson* tailor made his appearance, according to a bond taken of his good behavior: And M^r Docto^r *Pott* hath giveng Testimony to the Court of his good behavior since as well towards his wife as towards all the Kings leige people, Herevppon the Court hath graunted him a release from the said bond of his good behaiur.

It is thought fitt at this quarter Court, that there shall be noe generall restraint of people frō goeing for *England*, but y^t such as desire their passses shall repaire to the Court held weekly at *James Citty*

the 10th day of Octob. 1626A COURT at *James-Citty*, the 10th day of Octob. 1626

present

Sr. *George Yeardley* *Gouvernor*. Cap^t: *West*, Docto^r *Pott*. Cap^t: *Smyth*, Cap^t: *Mathewes*, M^r *Persey*, M^r. *Claybourne* Cap^t: *Tucker* & M^r *fferrar*.

1 At this Court there was a *Weanoke* Indian p^{re}sented by Captaine See records fol: 21 *Willm Epps* w^{ch} was taken the last s^{pr}inge at *Sherley-Hundred* & hath since been wth him and the Court hath ordered y^t Cap^t: *Epps* doe enter into bond of 500^l of tobacco to y^e Court that the said Indian shall not runne away, the w^{ch} bond to begin to take his force vppon the first arrivall of Cap^t: *Epps* wth him at y^e *Eastern Shore*: Morover, it is thought fitt, y^t Cap^t *Epps* vppon his returne to *James-Citty*, w^{ch} he intendes before y^e feaft of the Natiuity of o^r Lord God that then the said Cap^t *Epps* bring the Indian along wth him to y^e *Gouvernor* to be employed vppon any service; And the Court doth give leave & graunt y^t Cap^t *Epps* at his goeing for *England* y^e next s^{pr}ing, may carry y^e said Indian wth him, otherwise to deliuer him vpp to the *Gouvernor*.

2 The Court was this day informed by Cap^t: *Epps* y^t the Indians of the *Easterne Shore*, had killed divers of the hoggs belonging to o^r people there, & that hee had demanded fatisfaction of y^e Indians for y^e hoggs, w^{ch} they refused not, but assented to it & did offer to make fatisfaction in Corne: the Court therefore have referred this matter to the best discretion of Cap^t: *Epps*, y^t hee deale therein soe as there may be fatisfaction made for them; And that hee do give them to know y^t if hereafter they shall doe the like or in any such nature offer vs offense, it will be an occasion of the breach of the peace betweene vs.

See

3 Whereas at this Court there was petition made & pferred by
 See records *Richard Townshend* servant to Mr. Doct^r *Pott*, against his Master, com-
 fol: 28 plaineing that he cannot bee taught the art of an Apothecarye, for the
 lerninge of w^{ch} art & misterye he was bond to y^e said Doct^r *Pott* by an
 Indenture bearing date the 20th day of *ffbruary* 1621; the Courte hath herevpon
 ordered y^t Mr Docto^r *Pott* doe henceforth from time to time endeauor to teach & instruct
 the said *Richard Townshend* in y^e art of an Apothecary by all conuenient wayes & means
 he can or may, that foe hee may proue at y^e end of his service a sufficient Apothecarye,
 w^{ch} if he y^e said Mr Doct^r *Pott* shall neglect or refuse, the Court hath ordered y^t he shall
 pay the said *Richard Townshend* for his service frō y^e daye of y^e date hereofvnto the
 end and expiration thereof.

4 Mr *Richard Kingsmell* at this Court brought in the will & Testament of Mr
Richard Bucke, and by y^e said will claimed that now vpon the death of *Thomas Allnutt*,
 late guardian vnto one of the children of y^e said *Richard Bucke* named *Peleg Bucke*:
 the guard & keeping of y^e said *Peleg* was now belonging to him, together with all the
 estate & goods, herevpon the Court hath ordered y^t y^e said *Richard Kingsmell* shall
 take the said *Peleg* into his charge together wth y^e Estate: And that hee give in sufficient
 securitye for y^e fame to y^e Court

11th day of *Octob.* 1626,

A COURT at *James-Citty* the 11th day of *Octob.* 1626,
 p^{sent}
St. George Yeardley Kt. Gouverno^r &c. Cap^t. *West*, Docto^r *Pott*, Cap^t: *Smyth*,
 Cap^t. *Mathewes*, Mr. *Persey*, Mr *Claybourne*, Cap^t: *Tucker*, & Mr *fferrar*.

1 Whereas it appeareth to y^e Court y^t one *Henry Carman* late servant to Mr *Samuell*
Sharpe, & one of the number of those 50 boyes, w^{ch} were by o^r late dread foueraigne
 Kinge *James* comanded to bee sent ouer hither, and arrived here in y^e *Dutye* 1619, the
 condition of whose service was appointed to bee for 7 yeares at first to their Masters to
 whom they were first put to, & further y^t if during y^t time they should comitt any great
 malifice, as whoredome, theft, *Phiury*, draweing of bloud & such like, that then from y^e
 time *toties*, *quoties*, the time of their service to begin againe be seven yeares: now *whereas*
 it appeareth to y^e Court y^t y^e said *Henry Carman* hath comitted fornication wth one
Alice Chambers seruant to *Abraham Persey* & gotten her wth child: the Court hath herevpon
 ordered that the said *Henry Carman* shall a new begin his service of seaven yeares to
 the vse of Mr *Samuell Sharpe* from the time of his said euill fact & offence comitted.
 Moreouer feing y^t the said Mr *Sharpe* is now absent out of y^e Country it is though fitt
 y^t the said *Henry Carman* remaine & continue in y^e seruice of Mr *William fferrar* wth
 whom he was left, to y^e vse & benefitt of y^e said Mr. *Sharpe*

2 It is ordered there be a warrant sent vpp speedily for *Alice Chambers* seruant to
 Mr *Abraham Persey*, y^t for her above named offence of whoredome, shee may appeare
 here at Court & receiee worthy punishment for the same

3 At this Court Mr^s *Elizabeth Hamor* late wiffe of Cap^t: *Ralfe Hamor* Esq^r one of
 y^e Counsell of State p^{sently} sheweth that whereas shee was made & constituted by her late
 Husbands will sole executrix: shee now vpon some considerations disclaimeth & renoun-
 ceth the executrixshipp & desireth of y^e Court to have the Administration of her said
 husbands goods: the Court herevpon hath given & graunted vnto her, that shee shall
 have a comission of Administration vpon her said husbands goodes & chattells graunted
 vnto her. At this Court shee likewise p^{sent}ed vpon her oath a p^{fect} inventorye of all
 such goodes & chattells as to her knowledge belonged to her said Husband. Prayed
 by Mr *John Southerne*, & *Randall Smallwood*

4 Mr *John How* adminiftrator to *Luke Aden* deceased, at this Court claimed frō
 Cap^t.

Cap^t. *Willm Tucker* a debt of 240^l of Tobacco as due vnto y^e said *Luke Aden*: Now y^e said Cap^t: *Tucker* hath purged himselfe by his oath taken at this Court, y^t hee hath paid 229^l of Tobacco for y^e vfe & dischargeing of y^e debt of y^e said *Luke*, viz to S^r. *ffrancis Wyatt* 20^l to *Vincent Barber* 24^l And to *George Menefy* & *Richard Steuens*, Marchants 189^l of Tobacco. Soe y^t Cap^t: *Tucker* remaineth debto^r 5^l of Tobacco, & Ensign *John Vtye* 12^l of Tobacco.

5 At this Court were read Letters directed to y^e Govern^r & Councell
See records from y^e Lords of his Maties privye Counsell touching the requiring of
fol: 17. M^r *Abraham Persey* to make satisfaction to the Adventurers of y^e late Magazine, according to his agreem^t wth them, & to send it by the first returne of shipping to *London*, according as the said Adventurers of y^e Magazine have directed him by their letters vnto him: The Court hath herevppon ordered y^t M^r *Feirse* do, wthout faile, shippe so much Tobacco in y^e good shippes called y^e *Anne* & y^e *James* as shall make full satisfaction according to his agreem^t wth them, & y^t hee direct & configne it according to their directions vnto him by their letters.

6 At this Court was p^oduced by Cap^t: *Willm Tucker* a generall acquittance vnder y^e hand & seale of M^r *George Menefye*, Attorney from M^r *John fferrar*, *John Bland*, *Abraham Jennings* & Companye, for y^e clearing and acquitting of y^e said Cap^t: *Tucker* of all manner of actions debts & Accounts whatsoever belonging vnto y^e voiadge of y^e *Elenor of Orfton* 1621: The Coppye whereof here followeth

See records fol: 24.

the 12th day of *Octob* 1626,

A COURT at *James-Citty*, the 12th day of *Octob* 1626,
p^osent

S^r *George Yeardley* Knt. Gouverno^r &c. Docto^r *Pott*, Cap^t: *Smyth*, Cap^t: *Mathewes*,
M^r *Persey*, M^r. *Claybourne*, Cap^t: *Tucker*, & M^r. *fferrar*.

1 At this Court M^r *Willm Claybourne* made request vnto y^e Court y^t whereas there were certaine kine deliuered by M^r *George Sandys* late treasurer, vnto M^r *Dauison* late Secretarye deceased & vnto M^r Docto^r *Pott* equally betwene them: they both claimeing, that by conditions frō the Company wth them, they were to have fowre kine to belonge to each of their places & offices: Now M^r *Claybourne* humbly desireth y^e Court to take into consideration, whither any of those cattle, may not now be deliuered vnto him, as appertaining to y^e place of Secretarye.

2 It is ordered y^t M^r Docto^r *Pott* doe p^ocure out of *England* from
See records M^r *George Sandys* late treasurer or frō S^r. *ffrancis Wyatt* Knt late Goueno^r,
fol: 90 a certificate vnder their or either of their hands & seales or hand & seale, y^t either the one or the other of them or both, deliuered the kyne w^{ch} are now in y^e possession of y^e said Docto^r *Pott*, as belonging & appertaineing to y^e place of Physition, betweene this time & the last day of *October* w^{ch} shalbe in y^e yeare of our Lord 1627, Or otherwise y^t he y^e said Docto^r *Pott* deliuer those said Kyne vpp wth y^e increafe vnto y^e p^osent Gouverno^r & Counsell of Estate to bee by them disposed of as shall then seeme fitt & conuenient.

3 It is ordered, y^t whereas it appeareth by bond vnder the hand and
See records seale of M^r *John Hart* for y^e deliury of one man vnto *John Bainham* gent
fol. 23 at or vppon y^e 25th day of *Decemb* 1625, as by y^e said bond more at large appear[eth], Now wheras y^e said man is not deliuered accordingly, y^t *George Menefy* Marchant doe retaine & keepe fowre hundred pounds waight of tobacco of y^e goods of y^e said *John Hart*, y^t if the said man, now alledged to bee sent & shipped on a shipp frō *Ireland* M^r *ffells* maister, does not arrive & be delivered to y^e said *John Bainham* by the 25th day of *Decemb* next, y^t then the said 400^l of Tobacco be paid to y^e said M^r *Bainham* in full satisfaction of y^e said bond.

Stewen

Stewen Webb fworne and examined sayeth y^t the laft night hee heard *Margarett* y^e wife of *Thomas Jones* fay, that there was neuer a man breething, fhould keepe her from goeing to *Pafpehay* wth her hufband; And y^t after y^e reading of the warrant fhee alfoe faid, y^t for noe mortall man fhe would not goe to *James-Towne* except M^{rs} *Allington* went. And further this deponent fayeth y^t about one month agoe *John Butterfeild* came to this deponents wife all bebloudyed ouer his face, & fayd y^t Goodwife *Jones* had beat him, and further this deponent fayeth y^t the next day after this as hee remembreth being *Sonday* in y^e morning, the faid *Butterfeild* went into his own plot of peafe to gather fome, wherevpon the wife of *Thomas Jones* followed him & would not fuffer him to gather any, then this deponent came thither & found them skuffling together & fhee ftriving to take away his bagg: then this deponent asked *Butterfeild* if hee were a man, & defired him to give leave to this deponent to gather fome peafe, w^{ch} when *Butterfeild* bid him to doe, & hee ftooping and gathering fome, fhee the faid *Margarett Jones* flew vpon this deponent & ftrucked him wth a tobacco ftalk: then their came in Goodman *Writte* [*Wright*] who qualified her. Morover this deponent fayth that before all this when they gathered tobacco, hee faw *John Butterfeild* come with a fcratched face when he had before heard a great out crye y^t the faid *Margarett Jones* & y^e faid *Butterfeild* had made

Thomas Gray fworne & examined fayeth & affirmeth as much as *Steven Webb* hath done concerninge *Margarett Jones* her beatings and fcratchings of *John Butterfields* face.

Lef^t. *Giles Allington* fworn & examined fayeth, y^t about a month agoe there being a falling out betweene *John Butterfeild* & *Margarett Jones* at y^e water fide, the faid *Margarett* haueing fcratched him y^e faid *John*, then this deponent hearing the faid *Margarett* make a clamor & cry for aid this deponent went p^{re}ntly downe & found her wth her haire about her eares, & his face all fcratcht: then fhee comeing to y^e houle, began to raile at her hufband in this manner, *Thou bafe rafcall wilt thou not take my part feing me thus abused, it is but fortye ponds, what care I for y^t.*

Thomas Moulton fworne & examined fayth & affirmeth in all points as much as the aforefaid *Giles Allington* hath done.

4 *It is ordered*, for y^e feuerall offences aforenamed of the faid *Margarett Jones*, y^t fhee be toughed [towed] or dragged at a boats fterne in y^e River frō y^e fhoare vnto the *Margarett & John*, & thence vnto y^e fhoare againe.

5 In y^e p^{re}ſence of y^e Court one *Robert Hutchinson*, hauing bene formerly punifhed for adultery with *Margarett Jones* by y^e Gouverno^r & Counfell: faid in y^e open Court wth often repetitions & wth a loud voice, *my confcience telleth me I have been wrongfully punifhed*: Hereupon y^e Court for y^e infolent & vncivill behavior of y^e faid *Hutchinson*, doe adiudge & condemne him in y^e fforfeiture of fortye pounds, in y^e w^{ch} hee ftandeth allready bound to y^e Gouverno^r vpon his good behavior. & *it is further ordered y^t y^e faid Hutchinson* doe againe enter into bond of three hundred pounds waight ot Tobacco vnto y^e gouerno^r for his good behaiour, & more eſpecially in his carriage of himſelfe concerninge y^e faid *Margaret Jones*.

Vpon y^e petition of *John Darker*, wherein he alledgeth y^t Cap^t. *Ward* owed vnto him certaine wages in Tobacco, of w^{ch} y^e faid Cap^t: *Ward* now lately in *England* payed him ¶t, & gave him a bill to bee paid one hundred waight of Tobacco, in *Virginia* by Cap^t: *Epes*; further y^e faid *Darker* fayeth that he hath loſt the faid bill, but y^t at *Grauesend* it was by him fhewed to one *Thomas Barnet*, the Court hath herevpon ordered y^t y^e faid *Darker* have a warrant y^t Cap^t: *Epes* pay him one hundred waight of Tobacco, & y^t if he hereafter proue y^t y^e faid Tobacco is not due, then the faid Cap^t *Epes* fhallbe faued harmeleſſe by y^e Gouvernor

6 *Fetiplace Cloſe* fworne and examined faith, that concerning the uſage of *Thomas & Enica fitch* ſervants to M^r. *Proclor*, he knoweth certainly vpon his own knowledge that they were as well uſed in all reſpects for victualls clothes, phifick & chirurgery & what was neceſſary for ſervants as any in the land, & further fayth that he lived in the houle, & ſaw their uſage himſelf

13th day of *Octob* 1626,A COURT at *James-Citty* the 13th day of *Octob* 1626,

present

St George Yeardley Knt *Gouernor* &c, *Cap^t: West*, *Docto^r Pott*, *Cap^t: Smyth*,
Cap^t. Mathewes, *Mr. Persey*, *Mr Claybourne*, *Cap^t: Tucker*, & *Mr fferrar*.

After y^e death of *Mr Richard Bennett* who deceased about y^e 28th of
 See booke of *August* last, intestate, and wthout any sufficient or particuler disposall
 Inventories of the goods & other matters, concerninge both his owne estate & y^e
 estate of *Mr Edward Bennett* his brother; herevppon order hath bene
 taken y^t there hath bene an Inventory of all things taken, and all the bookes and other
 Accounts brought in here at this Court, together wth a list of all the debts drawne out
 of the same bookes, a coppie whereof is intended to be sent into *England*; and to y^e end
 that the estate left here may be preserved, the Court hath thought fitt y^t *Mr Lodowick*
Pearle (Comaunder of *Mr Bennetts* plantation by Comission frō *Mr. Bennett*) doe take
 into his charge and possession all y^e goods & whatsoever remaineth of y^e estate, and doe
 have recorded in y^e Court a Coppie of y^e feuerall Inventories of y^e goods & a receipt
 of all such books & Accounts as hee receaveth into his hands: And if hee shall make vse
 of any of y^e goods for the reliefe of *Mr Bennetts* owne servants or otherwise shall sell
 any part therof for y^e benefitt of y^e Adventurers, y^t hee give in Account quarterly into
 this Court of his proceedings therein, that soe wee may prevent any wronge as much as may
 bee, y^t may bee done vnto y^t Company of Adventurers. The Court doth likewise require
Cap^t: Basse Comaunder there to looke into y^e proceedings of y^e said *Lodwicke Pearle*, &
 doe [to] give information thereof And in regard y^t *Cap^t: Basse* hath taken great paines,
 by order frō y^e Court, in imployeing both himselfe & servants concerninge the taking
 of y^e Inuentories & Casting vpp the Accounts, it is ordered y^t *Mr Bennett* doe make
 satisfactione vnto him.

2 It is ordered y^t *Mr Pearle* haue a generall warrant for the better recouerye of
 such debts as are not yet paid, of y^e debts & Accounts of *Mr Edward Bennet* & *Mr*
Richard Bennet.

3 It is ordered, according to an acte of a late generall Affsembly y^t all dwelling houses
 through the Collony be palizadoed or paled about, defensible against y^e Indians to bee
 done & finish'd before y^e first day of *May* next, and for such as shall bee hereby con-
 strained to bestowe their labour on other mens grounds haueing but one yeares time to
 stay on y^e land, it is hereby provided y^t they shall haue satisfaction by y^e owner thereof:
 and in default hereof yt is ordered y^t such as shall neglect y^e makeing of y^e like palizado
 shall forfeite one hundred waight of Tobacco to publique vses, & shall then doe it wthin
 6 months next after or else forfeite over & above y^e said one hundred, two hundred
 waight more. And for such as doe inhabite vppon Neckes of land yt may with lesse
 labour & charge be taken in, & prove as defensible for y^e plantation, it is thought fitt
 y^t y^e Comaunder of every such plantation doe require all y^e inhabitants joyntly to afford
 their labours in formeing & finishing of the worke, and if any shall in this kind refuse
 to ioyne & giue theire worke herein, it is ordered y^t y^e Comaunder doe hire or wage some
 other man to worke in his rome & hee to pay the charge. But if y^e plantation in generall
 shall neglect this thing hereby imposed vppon them, then they shall forfeite one hundred
 waight of Tobacco per pole.

4 The Court at this time, vppon y^e demonstrence of *Mr. Abraham Persey*, y^t y^e
 afore said order would prove very heauye & burthenfome vnto him at *Perseyes Hundred*
 is content, in regard he hath many houses alreadye paled & palizadoed in, & that all
 y^e whole necke is well railed in, & that he hath 10 or 12 pieces of ordinance well mounted
 & planted for y^e defense of y^e place, y^t hee doe pale or palizadoe in such other houses are
 are not yet secured frō y^e Indians, as hee in his discretion shall thinke fitt.

5 It is at this Court ordered y^t in such places where Cattle are kept, as *hogg Island*,
James Cittye Island, The necke of land & other places, y^t there the inhabitants for y^e
 lessening

leffening or fhortening of their workes in securing of their corne, fhall not fo raile or fence by aduantage of creekes & necks, as y^e cattle be thereby cut of frō a great ¶t of y^e feed y^t y^e cattle might have in fuch fort raile pale or fence their ground as the pasture & feed of the cattle bee not taken from them. In w^{ch} cafe, if any fhall offend his ffence fhallbe pulled downe, & the loffe enfueing thereby fall vppon himfelfe.

6 *John Oldame*, Marchant fworne and examined fayth y^t to his knowledge their was noe fort of linning cloath brought into this Country in y^e fhipp called y^e *Happy Entrance* w^{ch} arrived here lately frō *Canada*, except thofe two dozen of Calico fhirts fet downe in y^e Invoice & delivered vpp, & none elfe but one yard & ½ of lawne in three remnants.

At this Court M^r *Willm Gainye*, *Willm English*, *Tho: Spileman* & *ffrances Mafon* had a graunt of their paffes to goe for *England*.

7 In reguard y^t their are many inconveniences appear like to happen in y^e former order of haveing choofen marchants, by whofe hands the comodities brought in, might be derived into y^e hands of y^e whole Collony, *it is now by the Court ordered* y^t all fhippes & veffells whatfoever, doe imēdiately after their firft arrivall wth all convenient fpeed come vpp to *James City*, unleffe it be otherwife thought fit by y^e Gouvernor & Councell & not to breake bulke nor make fale of any goods whatfoever before their arrivall their: and fhall then deliver vpp an Invoice of their goods vppon oath if it fhallbe thought fitt, and then to bring their goods & Comodities a fhoare & not to fell any things wthin ten days, y^t foe all y^e Collonye may have notice of the fame & may either come or fend every man to fupply himfelfe for his owne vfe or y^e vfe of his ffamilye. And noe man may be suffered to ingrofse comodities or forftall the marketts, & y^t none fhall fell any comodities at dearer rates then they bought y^e fame vppon penaltye of fforfeiture of y^e faid comodities & pay 500^{li} of Tobacco as often as they fhall foe offend. *And ffurther it is ordered* y^t noe man except fuch as are of y^e Counsell & fuch as are authorized therevnto by warrant doe at any time goe aboard of any fhippes whatfoeuer either vppon their firft arrivall or afterward, wthout warrant vnder y^e Gouverno^rs hand vppon forfeiture of 50^{li} of Tobacco for euery fuch offence; nor to buy any goods whatfoever aboard of any fhippes, but y^t all buyeing & felling be made & agreed on fhoare, vppon forfeiture of fuch goods & 500^{li} of Tobacco.

8 At this Court came in Captaine *ffrancis West* and M^r *George*
See records *Menefye* and fignified y^t they had made an agreement and a finall end
fol. 31 concerninge the debts & Accounts y^t M^r *Edward Blanye* deceafed was
ingaged for as concerning the Magazine goods fent vnto him in y^e *Warwicke*
1621 and the *Abigall* 1622, viz, y^t Cap^t. *West* fhould in full fatisfaction of all Accounts
concerninge y^e faid debts pay five thoufand pounds waight of good Marchantable
Tobacco at or before y^e twentieth day of *November* now next enfueing, & give in fufficient
fecuritie for three thoufand pounds waight of Tobacco more to bee paid the next crophe
vppon y^e twentieth of *November*.

Yt is ordered y^t a publication fhall be fent to all plantations y^t as fone as may bee after the Death of any man there bee an Inventorye taken of all his Eftate & goods whatfoever, & y^t fuch wills & Testaments as fhall bee made bee proved as foone as may be, & that it bee not deferred beyond y^e next quarter Court at y^e ffartheft, vppon penaltye of cenfure of y^e Gouverno^r & Counsell as in a matter y^t divers times may prove of great inconvenience as hath bin apparant by many examples: *And it is farther ordered* y^t all fuch as have not hitherto proved any Wills or neglected to deliuer forthwth the Inventories of y^e goods of ¶fons deceafed within one yeare laft paft doe prove y^e faid wills & deliver in y^e Inventories at or before y^e next quarter Court held at *James [Citty]* vppon y^e penaltye aforefaid.

10 *It is ordered* at this Court y^t all fales of lands & deeds of guifts of land made & agreed on between ¶ptye and ¶ptye wthin this Collonye bee brought in to y^e Court at *James-Citty* & there recorded & enrolled wthin one year and a day next after y^e date thereof.

14th day

14th day of *October* 1626,A COURT at *James-Citty* the 14th day of *October* 1626,

present

S^r *George Yeardley* Knt *Gouverno^r* &c, Cap^t *Rog^r Smyth*, M^r *Claybourne*, & Cap^t: *Tucker*.

1 *Steven Dixon* fworn & examined sayeth y^t vppon the 9th day of *July* last past, being at M^r *English* his house, *Anthonye Affon* & M^{rs} *Gainye* came running vpp frō y^e waterfide into y^e house, & the said *Anthonye* prayed this deponent to goe downe suddenly to y^e waterfide, for y^t M^r *Gainyes* boy named *Thomas Savadge* was stucke in the mudd & was like to be drowned, foe when this deponent came downe hee could not see any part of the boy aboue water: then presently M^{rs} *Gainey* said to this deponent that y^e said *Anthony* did not borrow y^e boy of her, neither did shee lend him vnto him, *what answer can he make vnto my husband*, & this deponent sayed, *I know not*. Then the next day about ten of clock in y^e morning this deponent it being lowe water went thither & found y^e boy vppon y^e mudd, where y^e water had ebbed away frō y^e body about fowre strides, then this deponent went & told M^{rs} *Gainy*, who intreated this deponent to goe to M^r *English* his house & take one of his men to helpe to make a grave & foe to bury him, w^{ch} this deponent did performe. And further this deponent sayth y^t when hee tooke vpp the bodye it laye vppon y^e mudd lyeing on one side & his leggs a little crooked; Moreover this deponent faith y^t were [where] he found y^e body hee thinketh y^t y^e water is about as deepe as his middle, but hee thinketh by M^{rs} *Gainyes* her words vnto him, y^t y^e body was removed about ten foote frō y^e place were [where] y^e boy was drowned: And further this deponent sayth y^t he could not perceiue y^t y^e said *Anthony Affon* had waded or gone into y^e water to save the boy

the 23th of *Octob.* 1626,A COURT at *James-Citty* the 23th of *Octob.* 1626,

present

S^r *George Yeardley* Knt *Gouverno^r* &c. Cap^t: *West* Cap^t: *Smyth*, & M^r *Claybourne*.

1 Whereas there hath bin formerly an Order made vppon y^e petition of M^r *Edward Grindon*, that y^e ground belonging by Patent to Ensigne W^m *Spence* at *Archers Hope* should be layd out & bounded, and yet notwithstanding the Administrators of the said W^m *Spence* have neglected y^e performance of y^e same hithertoo therefore now at y^e earnest suite & request of the said *Edward Grindon* it is ordered y^t W^m *Kempe* or such other as doe hold y^e Administration of y^e said W^m *Spence* his goods, doe take such course y^t y^e said land at *Archers-Hope* bee layd out & measured before y^e feast of y^e Nativitie of o^r Lord next ensueing, and not to deferre it any longer time to y^e detrim^t of y^e said *Edward Grindon* vppon y^e penalty of one hundred pounds waight of Tobacco

2 At this Court there was one Letter of Attorney vnder the hand and seale of *Richard Bailye* guardian to *Mary Bailye* daughter & heire to *John Bailye* late Planter here in *Virginia*, offered by *Edward Grindon*, whereby it appeareth y^t y^e said *Edward Grindon* hath full power & authority to enter vppon all y^t land w^{ch} hath formerly bene graunted to y^e said *Mary*, & thereof to dispose as hee shall thinke fitt as by the same doth more at large appeare: Now at this Court the said M^r *Edward Grindon* hath leased the same to S^r *George Yeardley* Knt for the terme of three yeares, or longer if foe bee the child doe not then come of age, payeing yearly to him for y^e same two hundred pounds of tobacco

3 It is ordered y^t whereas Cap^t: *Hamor* Esq^r deceased hath formerly made petition to y^e Court to have a graunt of such land as hee hath now planted vppon in *Hogg-Island* y^e land of *Mary Baily* being measured & bounded, y^t there shall be a graunt of two hundred acres of land there situated given vnto M^{rs} *Elizabeth Hamor*, as made & constituted heire to y^e same by the last will and Testam^t of Cap^t. *Ralfe Hamor*

the 31th

the 31th of October, 1626,

A COURT at James-Citty, the 31th of October, 1626,
 present
 S^r George Yeardley knt. Gouverno^r &c. Docto^r Pott, Cap^t: Smyth & M^r Will^m Claybourne.

1 Robert Scotchmore fworne & Examined sayth y^t the will p^{ro}duced in Court, was the will of M^r Ellis Emerson, deceased, & the said M^r Emerson was then in p^{er}fect memorye & deliuered y^e same.

2 Jonas Stockden minifter fworne & examined sayth y^t y^e will p^{ro}duced in Court by Thomas Dunthorne, was the will of Elizabeth Dunthorne deceased, & y^t she was in p^{er}fect memorye, & delivered y^e same as her act & deed.

6th day of Nouember 1626,

A COURT at James Cittye the 6th day of Nouember 1626,
 present
 S^r George Yeardley Knt. Gouverno^r &c, Docto^r Pott, Cap^t: Smyth, & M^r Claybourne.

1 Whereas Henry Gainye hath formerly by an order of Court bin amerced & condemned to paye 300^l of Tobacco for an offence comitted by him in trading for corne contrary to a p^{ro}clamation in y^t case p^{ro}vided it is thought fitt in regard of diuers considerations & y^e poore estate of y^e s^{ai}d Henery Gainye y^t there shall be 200^l of y^e said tobacco remitted & releafed vnto y^e said Henery, & that he shall likewise have a discharge & releafe frō y^e bond of his good behauior for that offence & trespase comitted.

Thomas Bransbey fworne and examined sayth y^t wheras vppon the one & twentyth of August laft past Thomas ffarley was amerced & fined for his offence in being absent frō Church in y^e some of one hundred waight or Tobacco, y^t then after his comeing home in y^e Evening hee sayd y^t at y^e Court they have taken one hundred waight of Tobacco from me I think that in that nature they had as good have taken so much out of my pockett or purse hee knoweth not wth he spoke.

13th of Novemb. 1626,

A COURT at James-Cittye 13th of Novemb. 1626,
 present
 S^r George Yeardley Knt. Gouverno^r &c. Docto^r Pott, Cap^t: Smyth, Cap^t: Mathewes, & Mr Claybourne

1 Elias Longe fworne & examined sayth y^t about y^e latter end of Julye laft past hee was p^{re}sent when John Parsons now deceased, being then sicke, but in p^{er}fect mind & memorye, made his will by worde of mouth in manner followeing, viz: hee gave to Barbary y^e wife of Ismaell Hill his bedding & a barrell of corne, to W^m Rookins his shirt & a pair of garters, as for all the rest of his estate & croppe y^t was left hee gave them vnto his mate Will^m Pilkinton.

2 It is ordered y^t Will^m Pilkinton tenant shall haue a letter of adminiftration graunted him vppon y^e goods of John Parsons deceased, & that hee shall deliuer in an Inuentorye of y^e goods of y^e said John Parsons, & y^e same to be praised vppon the oaths of two sufficient men.

3 Vppon the request of M^r Hugh Crowder planter y^t by reason of the barrennes of the ground whereon he now liueth belonginge to Cap^t John Hudleston, he desireth to remoue & plant vppon the ground of Cap^t ffrancis West Esq^r at Chapoacks Creeke, The Court hath giuen leaue & p^{ro}mission for him & his Company livinge wth him so to doe

4 Cap^t

4 Cap^t Tobias *ffellgate* Sworne & examined sayth that this vioadge hee brought ouer with him in his fhipp the *James* for M^r *Richard Bennet* deceafed, diuers goods & marchandife, & that y^e faid *Richard Bennet* remaineth indebted vnto himfelfe for fome p^t of y^e freight of the faid goods amounting vnto feuentene pounds in readye monye of *England*.

5 It is therefore ordered that M^r *Lodwicke Perle* fhall fhipp in the good fhipp called y^e *James* fue hundred waight of Tobacco, to be configned to M^r *Edward Bennet* in *London*, to fatisfye & fecure Cap^t: *ffellgate* for feuentene pounds *fterlinge* in lawfull monye of *England* remaineing due vnto him for p^t of y^e freight of thofe goods w^{ch} he brought ouer for M^r *Richard Bennet* this laft viodge, hee affirming vppon his oath y^t in *England* hee can make prooffe of the fame.

6 It is ordered according to conditions & covenants bearing date the 25th of *September* 1622, betweene *Weffell Webling* & M^r *Edward Bennett*, that hee y^e faid *Weffell Webling* fhall goe downe and liue vppon the 50 acres of land w^{ch} hee is to haue of y^e faid M^r *Bennett*, & fhall pay for the fame 50^s yearly & two dayes worke & fuch other things as are contained in y^e faid couenants, & that M^r *Bennetts* ouerfeers fhall deliuer him his apparell mentioned in the couenant & appoint out y^e faid 50 acres of land.

7 It is ordered that M^r *Pearle* fhall fignify to M^r *Edward Bennet* by letter into *England* that hee doe wth as much fpeed & conueniency as may bee fend over hither the Indentures of *Richard Stubbs*, to fhew what time & terme of feruice the faid *Richard* hath to ferve him, w^{ch} if he fhall not doe or make prooffe of, the faid *Richard Stubbs* fhall be free at the end of fowre yeares fervice, & y^e rather the ouerfeers of y^e faid *Edward Bennet* haue brooken vp the cheft of the faid *Richard Stubbs* & loft his Indentures.

8 It is ordered that whereas Cap^t: *John Wilcoxes* by a noate & receipt vnder his hand doth bind himfelfe to deliuer one fhalope wth appurtenances to M^r *Claybourne* or his Affignes at *Kecouchtan* as by the fame doth more at large appeare bearing date y^e 21st of *Novemb* 1625, & hath neglected to make delivery of y^e faid fhalope & by y^e complaint of *Tho: Harwood*, who bought y^e faid fhalope of the faid M^r *Claybourne*, doth appeare, it is therefore thought fitt that y^e Atturney of y^e faid Cap^t *Wilcoxes* doe make fatisfaction vnto y^e faid *Tho: Harwood*, viz. 400^l of Tobacco, according as was received for the fame; And moreouer wheras it is alledged y^t y^e faid C: [Cap^t:] *Wilcoxes* hath receaued 60^l of Tobacco for the faid fhalope after y^e time y^t y^e fame was due to be deliuered, it is ordered vppon prooffe hereof made that y^e faid *Tho: Harwood* fhall haue y^e faid 60^l of Tobacco paid vnto him alfoe in reguard of the damadge he fuffered by y^e want of y^e faid fhalope. It is alfoe thought fitt y^t the Tobacco bee paid wth allowance of 12^l in y^e hundred.

9 It is ordered that *Will^m Ramshaw* fhall goe downe to *Mathewes-Manor* & worke at the trade of a blackefmyth vntill hee haue by his worke fatisfyed twelue hundred pounds of Tobacco vnto M^r *Michaell Marfhatt* for w^{ch} hee ftandeth indebted vnto him, and alfoe to fatisfye vnto M^r *Utye* 262^l of Tobacco, & pay his fees to y^e *Provoft Marfhall*.

A record of *Weffell Webling* his Indentures.

To all to whom theife p^ſents fhall come greeting in o^r Lord God euerlaſting.

Know yee that I *Weffell Webling* ſonne of *Nicolas Webling* of *London* Brewer for & in confideration y^t I haue bene furniſhed & ſett out & am to bee tranſported unto *Virginia*, at y^e coſts & charges of *Edward Bennett* of *London*, marchant & his affociates, & for & in confideration that they haue p^ſmised & couenanted to maintain me wth ſufficient meat drinke & apparell doe by theſe p^ſents bind myſelf an apprentice vnto y^e faid *Edward Bennett* for the full terme of three yeares to begin the firſt [ſic. feaſt] of *St Michaell the Archangell* next after the date of theſe p^ſents. And I doe p^ſmife & bind myſelf to doe & p^ſform all the faid terme of my aprentiſhippe true & faythfull ſeruice in all ſuch labours & buſines as the faid *Edward Bennett* or his affignes ſhall imploy me in, & to bee tractable & obedient as a good ſeruant ought to bee in all ſuch things as ſhalbe com^ſmanded me by y^e faid

saïd Edward Bennett or his Affignes in Virginia, & at the end of the saïd terme of three yeares the saïd Edward Bennett do promise to give vnto y^e saïd apprentice an house & 50 acres of land in Virginia to hold to me my heires & affignes for euer, according to y^e custome of land there holden, & alsoe shall giue to the saïd apprentice necessary & good apparell, & y^e saïd apprentice shall inhabitt & dwell vppon y^e saïd land, & shall pay yearely for y^e saïd fiftie acres of land fro & after y^e hee shalbe therof possessed vnto y^e saïd Edward Bennett y^e yearely rent of 50 shillings starling for euer & two dayes worke yearely, & to all & singuler y^e couenants aforesaïd, one y^e P^{ty} & behalfe of the saïd apprentice to bee formed & kept in manner & forme as aforesaïd The saïd apprentice bindeth himselfe to his saïd Master P^{ty} these p^{ts}: In witnes whereof y^e P^{ties} aforesaïd to these p^{ts} Indentures haue sett their hands & seales, the 25th of Septemb 1622.

Signett Ed. Bennett

Ex^t Willm Claybourne

A recorde of Cap^t Wilcoxes couenants.

November 21th 1625

Know all men by these p^{ts} y^e I John Wilcoxes of Accawmacke gent: doe acknowledge my self to haue receaved from Willm Claybourne, foure hundred waight of Tobacco in full paiment and satisfaction for a shalope wth the appurtenances: & I doe hereby further bind myself to deliuer the saïd shalope vnto y^e saïd W^m Claybourne wthin fixtene dayes next ensueing after y^e date of these p^{ts}, at Kecoughtan or to his affigns in good condition, wth all things therunto belonging.

In witnes whereof I haue herevnto set my hand the day & yeare first aboue written.

John Wilcocks

Witness

Edward Waters

Thus paid.

to M ^r Southerne	100 ^l
to M ^r Waters	100
to Cap ^t . Epps	100
to himself	40
to L ^{ft} . Purfury	60
<i>ffinis Curiae</i>	400 ^l

1626, 20th of Nouemb^r

A COURT at James-City, 1626, 20th of Nouemb^r
p^{ts}ent
S^r George Yeardley Knt Gouverno^r &c, Docto^r Pott, & M^r Claybourne.
Nihil Actum

4th of December 1626

A COURT at James-Citty the 4th of December 1626,
p^{ts}ent
S^r George Yeardley Knt. Gouverno^r &c., Cap^t: Smyth, M^r Persey, M^r Claybourne
& M^r fferrar.

At this Court there was a voluntary agrement made betweene Cap^t. John Martin, Robert Thresher, [and] Thomas Gates, that there shalbe choosen an Arbitrator on the P^{ty} of Cap^t Martin & another on y^e P^{ty} of Thomas Gates, & likewise one Arbitrator on the P^{ty} alsoe of y^e saïd Cap^t Martin & another on y^e P^{ty} of Robert Thresher, And that
y^e

y^e said Arbitrators shall view the worke & houses w^{ch} haue bene built & done by y^e said *Tho: Gates* and *Robert Thresher* vpon y^e plantation of *Martin Brandon* and shall iudge in their consciences what the worke & houses there done & built shalbe worth & to valew the same in Tobacco. And then y^e said Cap^t *Martin* to pay vnto y^e said *Robert Thresher* & *Thomas Gates* such Tobacco as their worke done as aforesaid shall amount vnto: And then y^e said *Robert Thresher* & *Tho: Gates* to deliuer vpp all such writings as Cap^t *Martin* hath made vnto them concerning any holding or possessing of any land in *Martin Brandon*. And this arbitration to bee done before *Christmas* next, and for default in any of the parties aforesaid to be censured by the Court

2 *Nathaniel Causey* fworne & examined sayth that hee hath seene a letter written by *Rowland Trewloue* & others of that Company, directed to *Willm White*, signifyeing vnto him y^t whereas hee had formerly written vnto them in y^e behalfe of *John Browne* their seruant y^t they would release some of y^e time of his seruice dew vnto them, they did writte in y^e said letter, that they were content to release two yeares of the said *John Browne* his time if hee y^e said M^r *White* did please and y^t said letter was in y^e hands of M^r *James Carter*, Master of the *Anne*.

3 It is ordered vpon y^e former oath of M^r *Causey* who is alsoe deputed as ouerfeer of y^e *Trewloue* plantation, that the said *John Browne* be made free & released from these two yeares time of service remaining, hee haueing alreadye served five yeares.

4 It is ordered that *Rice Hooe* shall receave frō M^{rs} *Boise* all such writings as are in her hands belonging to W^m *Besse* late of *Jurdaynes Journey*, and an account of all such Tobacco as hath bene receaved by M^r *Luke Boise*: And y^t M^{rs} *Boise* doe keepe in her possession, if shee please, for the next yeare one boy seruant belonging to y^e said W^m *Besse*, or vntill further order bee sent out of *England* frō him whereby hee doe signifye & expresse himselfe at what rate & price hee will accept of Tobacco for y^e said boy seruant amounting to y^t some of 40^l sterling according as hee hath formerly written to M^r *Luke Boise*, And that then shee paying the said tobacco shall enioy y^e boy for his whole time. And if y^e said *Besse* shall otherwise dispose of y^e boy then the said M^{rs} *Boise* shall y^e next yeare deliuer him vpp & pay for his seruice one hundred waight of tobacco

fnis Curiae

the 11th of Decemb 1626

A COURT at *James-Citty* the 11th of Decemb 1626.

present

S^r *George Yeardley* Knt. Gouverno^r &c. Cap^t. *Smyth*, & M^r *Claybourne*.

1 At this Court *Richard Bridgewater* *Lawrence Smallpage* & *John Milnehouse* did make agreem^t to liue & dwell at *Passbehayes* in those houses in w^{ch} they now are, & that they have as much ground as they can vse, paying for the same each of them one capon or two pullets quarterly vnto the Gouverno^r

2 Whereas it appeares to y^e Court by sufficient witnes & by the petition of *John Trehern* of *Chaplins Choise*, that he y^e said *John Treherne* did y^e last yeare 1625 shippe in y^e *Anne* of *London* whereof *James Carter* was then Master one hoghead of Tobacco w^{ch} was consigned to be deliuered vnto the brother of y^e said *John Treherne* in *London*, and that y^e said *James Carter* himselfe did make sale of y^e said Tobacco, wthout any warrant to doe y^e same, it is therefore ordered that *Richard Looe* Master of y^e *Anne* in whose hands resteth all y^e estate of y^e said *James Carter*, doe pay vnto y^e said *John Treherne* two hundred & thirty waight of Tobacco in lease stript & smothed together wth one hoghead in satisfaction of y^e said Tobacco w^{ch} he sold belonging vnto y^e said *John Treherne*.

fnis Curiae

The Testimony of *Richard Looe*

I *Richard Looe* doe vpon my certaine knowledge testifye that the last voadge in y^e *Anne*

Anne 1625, there was the quantity of one hogshead of Tobacco shipped in y^e Anne by John Treherne of Chaplins Choife and y^e y^e said Tobacco was landed in England.

Richard Lowe

The humble petition of John Treherne

To y^e right Hon^l S^r George Yeardley knt Gouverno^r and Cap^t: generall of Virginia & to y^e rest of the Councell of State.

Sheweth y^e your petitioner y^e last time of M^r Carters departure out of this Country for England deliuered vnto him 160^l of Tobacco to giue to his brother in London, M^r Carter arriueing here backe againe, your petitioner demanded accompt of y^e Tobacco and was answered by him, y^e hearing your petitioners brother was dead hee made sale of it himselfe, and y^e hee should haue foe much Tobacco paid him backe againe, or foe much Comodityes to y^e full valew thereof. Your [petitioner] desiring y^e benefitt y^e was made thereof, M^r Carter not likeing denyed and foe p^oted, yet before your petitioner had speech with him, one in his behalfe asked M^r Carter if hee had brought any supply from his brother for hee had sole the Tobacco himselfe and brought Comodityes for itt: Your petitioner doubteth not (that in foe much y^e Tobacco belonged vnto him p^operly, and that hee bore the aduenture thereof into England hether, and that M^r Carter herein did more shew himselfe a factor then a Master of a shipp, but y^e hee may haue y^e full & whole benefitt of his own Tobacco: May it therefore please this Wor^l Court foe to Censure of your petitioners cause, as hee may receaue not onely the valew of his Tobacco, but alsoe y^e p^ositt & benefitt of y^e same, he allowing this p^osent Master of the shipp all such charge as is therovpon due

And your pet. &c

The examination of M^r Theod^r Pettus taken this 6th of Nouemb 1626 before M^r Willm fferrar and M^r Nathaniell Causey, is as followeth.

This deponent affirmeth y^e he being aboard M^r James Carters shipp as hee was comeing vpp, the said M^r Carter demaunding how John Treherne did, this deponent asked whether hee had brought a supply from his brother or noe, M^r Carter tould him that hee had a supply for him, but not frō his brother, for his brother was dead, & that his brothers wife would fayne haue had y^e Tobacco w^{ch} y^e said Treherne sent home by y^e said M^r Carter, but hee would not deliuer it, but confesfd to this deponent that hee had sold y^e Tobacco himselfe, and y^e he had brought Comodityes for y^e said Treherne

ffigned by me

Theodor Pettus

18th day of Decemb 1626,

A COURT at James-Citty the 18th day of Decemb 1626,

p^osent

S^r George Yeardley knt. Gouverno^r &c. Cap^t: Smyth, M^r Persey & M^r Claybourne.

1 Whereas there remaineth in y^e hands of Cap^t: Nathaniell Basse a deed of Morgage belonging vnto M^r Michell Marshatt made & sealed by Cap^t: ffancis West Esq^r the Court doth thinke fitt that y^e said deed be deliuered vnto y^e said Michaell Marshatt, as it appeareth of right to belonge vnto him.

2 Whereas there is order giuen & published that noe shipp shall breake bulke before their arriuell at James Citty yet notwthstanding feinge that by misaccident the *Marmaduke* is now come aground below *Mulburys Iland*, it is thought fitt by y^e Court and leaue giuen to marchants & such others as haue goods in the said shipp to litter [lighter] & vnloade such a p^ot & quantity of y^e said goods as may be sufficient to free y^e said shipp & make her aflote, p^ovided that the said goods be brought vpp to James Citty & noe indirect bargaines & sales made contrary to the said order.

3 At

3 At this Court was brought in & presented the last will & testam^t of *Willm ffofter* of *Elizabeth Citty* who deceased about the 10th of this present month by *Richard Popelye*. And proved to be the last will & testam^t of the said *Willm ffofter* by the oath of . . . who being sworn and examined sayth that y^e said will was y^e will & Testam^t of *Willm ffofter* aforesaid, & y^t hee was in perfect sense & memory at y^e making & deliury of y^e same.

Wherevppon it is ordered that the Administration of all y^e goods & chattles of the said *ffoster* be graunting vnto y^e said *Richard Popely*, & that hee bring in an Inuentory of the same &c.

4 Vppon the petition of *Tho: Phillips* late planter of *Hog-Iland* the Court hath licenced & permitted him, by reason of divers inconueniences alledged to remove & plant himselfe at Cap^t *Mathewes* his plantation on y^e other side of y^e water.

5 *Richard Lowe* sworn and examined faith that hee heard *Tho: Gates* acknowledge that hee owed vnto *George Riddle* a certaine some of Tobacco, of w^{ch} hee then promised to make payment vnto him.

6 *ffrancis Stone* sworn & examined sayth that he heard *Thomas Gates* confesse & acknowledge that he owed vnto *George Riddle* ninety wayght of Tobacco, of w^{ch} hee then promised to make present paim^t

finis Curiae

THE QUARTER COURT

the 8th of *January*, 1626,

A COURT at *James Citty* the 8th of *January*, 1626,
present

S^r *George Yeardley* Knt *Gouernor* &c. Cap^t. *West* Cap^t *Smyth* M^r *Claybourne*
Cap^t *Tucker* M^r *Persey* M^r *fferrar*.

It is ordered that whereas *Thomas Gates* hath bene drounke & misbehaved himselfe wth much disorder, that y^e said *Thomas Gates* shall pay for a fine twenty wayght of Tobacco, & give in bond wth security of his good behauior & appearance at the next quarter Court.

George Graues sworn and examined sayth that the Inuentory by him brought into the Court this present day is a true & perfect Inuentory of all the goods & chattles of *Robert Linsey* who was the last spring carried by y^e Indians to *Pamunky*.

The oath of *John Jaxson*

9th Octob 1626

John Jaxson sworn & examined sayth that in *April* last past this examinee & one *Robert Linsey* went from *Martins Hundred* wth certaine Indians vnto *Pamunky*, then this examinee haueing leave to come away home & y^e said *Robert Linsey* being detained there the said *Robert* at y^e departure of this deponent said that as concerning his goods whatsoever he had at home, hee gaue them vnto one *Sara Snowe* the daughter of *Ellenor Graues*, if he neuer came home againe, & then y^e said *Robert* offered to deliuer his key of his cheft vnto this deponent but y^e Indians would not suffer him

This oath was taken before

M^r. Docto^r *Pott*

Will: *Claybourne*

At this Court was one deed indented brought in by M^r *George Menefy* Marchant made betweene Cap^t *Hamor* deceased & *Zachary Cripps* & *Edmond White* yeoman wherein y^e said *Zachary* & *Edmund* were couenanted and bound to pay vnto y^e said Cap^t: *Hamor*, twelue hundred wayght of Tobacco in lease the stalke halfe stript out, & twelue hundred wayght more; and in y^e said deed it was not mentioned whither this

second

second twelue hundred should be paid in leafe, or wth any allowance for y^e ftalke, or not; hervppon y^e Court hath ordered that according to y^e custome of this Cuntry that y^e said second twelue hundred shalbe paid vnto y^e said M^r *Menefy* after fwe score to y^e hundred & noe allowance for y^e ftalke.

ffinis Curiae

the 9th of *January*, 1626,

THE Court at *James City* the 9th of *January*, 1626, being

present

S^r *George Yeardley* Knt. Gouerno^r &c. Cap^t: *Smyth* M^r *Perfey* Cap^t *Mathews*
M^r *Claybourne* Cap^t: *Tucker* M^r *fferrar*

Whereas *Richard Tailor* planter hath made complaint to y^e Court that he susttaineth much wronge from *Thomas Harris* and others y^e plant on his diuident at y^e necke of lande; Now y^e Court taking the same into consideration iudge that y^e said *Thomas Harris* hath done noe wronge vnto y^e said *Richard*, but that it appeareth by a deed vnder y^e hands & seales of y^e said *Richard Tailor*, & *Willm Vincent*, & *George Grimes*, that their diuidents of cleared land should then by their consent be equally deuided betweene the said *Thomas Harris* & such others as were then to plant on y^e said land, as by y^e said deed bearing date y^e 11th *January* 1622 doth more fully appeare. It doth moreouer appeare to y^e Court by one Comission graunted by S^r *ffrancis Wyatt* Knt. late Gouerno^r that the said *Tho: Harris* & others that then intended to goe & plant vppon y^e said necke of land should haue fwe acres a share giuen & graunted vnto them & to their heires & assignes for euer on that place, the said Comission bearing date the 20th of *January* 1622; And the Court doth therefore giue leaue vnto them to take vpp their said shares of fwe acres vppon y^e said necke of land, diuided that they doe take it without y^e lymitts and bounds of such Patents as are there already graunted.

It is ordered that *Richard Tailor* doe pay vnto *Thomas Harrys* for damage in this suite 20^l of Tobacco, & to such others as hee hath asked to be brought downe to y^e Court by warrant twelue pounds of Tobacco to each one of them.

At this Court there was leave & license giuen to *Edward Temple* seruant to M^r *Douglas* to remoue frō *Jordanes Journey* & plant himselfe at *Martins Brandon* according to his masters letters

Tho: Harris sworne & examined sayth that he knoweth that one Cowe lately in the possession of *Luke boife* named *brooken leggs* and killed by y^e Indians at the Necke of land was one of those eight cowes that Cap^t *John Martin* had formerly in his possession.

Richard Tailor sworne & examined affirmmeth as much as *Tho: Harris* hath done.

At this Court was presented by *Robert Greeneleaf* one deed of gift of one hundred acres of land being his owne personall deuident made vnto *Gregory Dory* yeoman, and the said *Gregory Dory* doth at this present desire to haue licence to take vpp the same vpp towards the head of *Blunt point* River, the w^{ch} y^e Court hath condiscended vnto.

Vpon the petition of *Edward Waters* the Court hath giuen leaue vnto him to seat himselfe & plant vppon the strawberry bankes wthin the circuite of the *Campanyes* land laid out at *Elizabeth-City*, & hath graunted him a leafe of 50 acres of land there for y^e terme of ten yeares next ensueing after y^e feast of S^t *Thomas* y^e Apostle last past, and to take alonge y^e banke of y^e river 50 pole for y^e said fifty acres yeilding & paying for y^e same yearly fiftye waight of Tob:

Vppon y^e Petitions of *Richard Bridgwater* *John Osborne*, *John Milnehouse*, *Robert Hutchinson*, *Law: Smallpage* & *Joseph Hatfeild*, & y^e rest of y^e Inhabtants of *Pasbehayes* wherein they complaine exceedingly concerning the barreness of y^e ground whereon they plant, the badness of their vtterly decayed house, & of their small strength & ability to hold & defend y^e same place, the Court hath Condiscended and giuen leaue vnto them as being free men to remoue from y^e said land of *Pasbehayes* and leaue That place voide.

At

At this Court *Joseph Hatfeild* had leaue graunted vnto him to goe & plant him self at *Accawmacke*.

The þvoft Marfhalls fees

ffor an Arrest.....	1 ^l	Tob: one bufh. of corne.
ffor imprifonem ^t at Comeingin.....	2 ^{li} ,	one bufh of corne.
at his goe out.....	2,	one bufh of corne.
ffor fetting by y ^e heeles.....	5	
ffor warning to y ^e Court.....	5	
ffor punifhing any man by whipping pillory ducking &c.....	10 ^l	
Vppon the the ordering of any a ^c t in court.....	1 ^{li}	

finis Curiae

10th day of *January* 1626,

A COURT at *James Citty* 10th day of *January* 1626, being
þfent
S^r *George Yeardley* Knt. Gouverno^r &c Cap^t *Smyth* Cap^t *Mathewes* M^r *Perfey*
M^r *Claybourne* Cap^t *Tucker* M^r *fferrar*

Cap^t *Will^m Peirce* fworne & examined fayth that y^e Inuentory of y^e Eftate of *Robert Austen* deceafed by him brought into the Court, is a true iuft & þfect Inuentory to his knowledge, onely excepted fome old cloathes & an hatt w^{ch} this deponent gaue away to fuch as tended him in his fixnes.

The Gouverno^r at this Court intimated his intent to take vpp one thoufand acres of land as his diuident, lyeing vppon *Blunt point* river and bounded Eafterly by a creeke that deuideth it frō the land of *Robin Poole* & L^t *Peppet*, next adioyning to their houfes now built, and foe extending Wefterly alonge the banke of y^e river foe far as vnto y^e fame quantity of land appertaineth, Northerly vppon the faid *Blunt Point* river & Southerly vppon the *Maine River*: w^{ch} thing the Court hath condifcended vnto.

And therefore at this Court Cap^t *Rog^r Smyth* & Cap^t *Will^m Peirce* fignified their confent and allowance to giue leaue vnto y^e Gouverno^r to take vpp his diuident as afore-named And whereas there may be fome doubt leaft that land now take[n] vpp by y^e Gouverno^r fhould fall out to be a þt of their diuident, they doe bind themfelves to ftand contented to haue foe much land giuen them by y^e Gouverno^r in fome other place.

John Stone Blackfymth fworne & examined fayth that the Inuentory of y^e Eftate of *Walter Blake* deceafed by him now brought into y^e Court, is a true iuft & þfect Inuentory to his knowledge. And hath theervppon leaue giuen him to haue a letter of Adminiftration vppon y^e Eftate of y^e faid *Walter Blake*.

John Arondelle gent: fworne & examined fayth that the will and Testam^t of *Thomas Hunter* brought into y^e Court by M^r *Edward Waters* was y^e will & testm^t of y^e faid *Thomas Hunter*, & y^t he was in þfect fenfe & memory at y^e making of y^e fame.

It is ordered that *Henry Bradford* doth pay a fine of 40^l of Tobocco for his offence of drunkennes & enter into bond of 300^l Tob for his good behaiur & appearance at y^e next quarter Court.

At this Court there was a bond with securitye vnder the hand of *Thomas Spelman* þduced by Cap^t *W^m Tucker*, taken for the affurance of y^e eftate of *Edward Hill* deceafed, to y^e vfe of his child *Elizabeth Hill*, bearing date 4th *Novemb* 1626, & theervppon a letter of Adminiftration graunted to y^e faid *Tho: Spelman*.

Whereas there is a petition þfferred in Court by *Philemon Powell* together with a bond of twenty pounds *Sterling* vnder the hand & feal of Cap^t *John Haruy* Efq^r beareing date the 20th of *Aprill* 1626, made vnto *John Sharples*, of *London* Marchant, and now the faid *Philemon Powell* on y^e behalfe of y^e faid *John Sharples* demaunded to haue
pairmt

paĩm^t of y^e fame made by some meanes out of y^e estate of y^e said *John Haruy*, wherevppon y^e Court hath ordered that y^e said *Philemon Powell* shall take into his possession the house and land of Cap^t: *Haruey* in *James Citty*, & shall rent or lease out y^e fame vntill such time as y^e said twenty pounds be fully satisfied, together wth a debt of wages dew vnto *John Barnard* for seruice done him,, p^{ro}vided that if he y^e said *John Haruey* shall arriue here or any in his behalfe & pay y^e said debt, that then y^e said *Philemon Powell* shall deliuer vpp the fame.

John Croodicke fworne & examined sayth that *Luke Boife* gent spoake to this deponent to goe to *Accawmacke* & receiue of Cap^t: *Willm Epes* eight hundred waight of Tobacco & did writte a letter wthall vnto Cap^t *Epes*, & this deponent accordingly did receiue of y^e said Cap^t *Epes* the said eight hundred waight of Tobacco, and that haueing the fame aboard his boate & comeing ouer the bay the said Tobacco by badd & stormy wether was most p^{ar}t of it wette, But this deponent deliuered this Tob^o vnto M^r *Chamberlaine* at *Kecoughtan* according to M^r *Luke Boife* his appoinm^t about two years since.

The Court doth order that *George Trauell*[or] of *Accawmacke* for this yeares seruice being due to Cap^t *John Martin* by Indenture, doe pay vnto y^e said Cap^t. *Martin* 360^l of Tobacco, and all his croppe of corne excepting 3^b to be allowed for his victuall, as soone as possible he shall or may make means to doe y^e fame. And the said *George Trauell*[or] either to deliuer vp his Indentures or to come and liue a tenant vppon his land.

Cap^t: *W^m Peirce* fworne & examined sayth that at the Massacre being sent downe to *Martins Hundred* for y^e releife of such as were left aliue & y^e recouery of such cattle goods & Corne as was left, hee this deponent doth remember y^t hee brought vpp fom corne belonging to *Rich: Staples*, and some alsoe from y^e house of *Walter Daues* that as he best remembreth the corne was about halfe a score barrells of eares. And this deponent fourther sayth that Cap^t *Willm Powell* demaunded some of the corne at *James City* in the right of *John Daues* the brother of y^e said *Walter Daues*, and that was deliuered vnto him to the quantity as he remembreth of 20 or 30 barrells of eares.

Richard Dolphenby fworne & examined sayth that hee being a seruant vnto *Walter Davis* at *Martins Hundred* knoweth that two dayes before y^e Massacre *Walter Davis* receaued into his house 12 barrell of Eares, And that at harvest there was three score barrells of eares measured in & layed vpp in the house of *Richard Staples*.

Cap^t *W^m Peirce* remembreth that there was twenty barrells of Ears in the house of *Richard Staples* belonging vnto *Walter Davis*.

Whereas the last Court day there was leaue giuen to the inhabitants of *Pasbehaye* to remoue themselves frō that place, the Court doth now determine neither to constraene them nor any other y^e inhabitants of y^e Maine to stay and inhabite there.

Christopher Windmill fworne & examined sayth that about *Easter* 1624 Cap^t. *Douse* being in his owne house did call his seruant *Robert Todd* vnto him & asked him for what time he came ouer wth Cap^t *Prince* who answered he came for seauen yeares vnlesse he would be pleased to giue him some p^{ar}t of his time, then y^e said Cap^t *Douse* told him hee would giue vnto y^e said *Rob^t. Todd* two yeares of his time & sent y^e said *Robert* for a pen and Inke who when he came againe said y^t he could find none, then y^e said Cap^t: *Douse* p^{re}sently called this Deponent & one *Richard Raper* to be witnesses y^t he did giue vnto y^e said *Robert Todd* two yeares of his time.

Richard Raper fworne & examined sayth as much as *Christopher Windmill* hath done before.

It is ordered y^t *Robert Todd* y^e seruant of Cap^t *Douse* shall haue two yeares time abated vnto him of y^e seauen yeares w^{ch} hee ought vnto y^e said Cap^t *Douse* at his comeing ouer with Cap^t: *Prince*, w^{ch} seauen yeares to beginne to be accounted at y^e time of y^e said *Robert Todds* arrivall here.

It is ordered that *Michell Batt* shall haue leaue to remoue frō y^e Maine & plant at *Smyths Mount*.

It is ordered that *Phettiplace Close* shall have leave to remoue & plant at *Blunt point*.

It is y^e opinion of y^e maior p^{ar}t of the Table [court] that *Anthony Affon* shall pay
for

for his offence committed in sending a boy named *Tho: Sauadge* ouer a Creeke at *Kecoughtan* vppon *Mr Gainyes* land to fetch his Canoe on the other side, whereby the said boy was drowned, viz, one hundred waight of Tobacco to *Mr W^m Gainy* who had hyred y^e boy for y^t yeare, & two hundred waight more to *Mr Humphry Rastall* whose seruant he was, for that it appeareth by oath that he y^e said *Anthony* might wthout doubt haue saued the boy by wading a little into y^e water, & for y^t he did not aske leaue of any one to haue the said boy to fetch his Canoe.

finis Curiae

the 11th of *January* 1626,

A COURT at *James Citty* the 11th of *January* 1626, being
present
S^r George Yeardley Knt *Gouerno^r* &c *Cap^t West.* *Cap^t Smyth.* *Cap^t Mathewes.*
Mr Persey. *Mr Claybourne* *Cap^t: Tucker* *Mr ffarar*

Robert Adams of *Martins Hundred* fworne & examined sayth y^t about y^e middle of *August* last past hee being at *Mr Harwoods* house heard *Richard Crocker* say *Cap^t Hamor* & *Mr Persey* had bought goods & sold fold them at an vnreasonable rate againe & that they were vnfit to fitt at y^e Councill

Maximilian Stone of *Martins Hundred* fworne & examined sayth that being at *Mr Harwoods* house he heard *Richard Crocker* say that many great men went aboard fhipps and bought many goods & sold them againe at vnreasonable rates, but he doth not remember the time when these words were spoken but thinketh it was before y^e middle of *July* last past before the *Gouerno^r* came in.

At this Court *Tho: Doe* hath leaue giuen vnto him to remoue frō *Kecoughton* & plant at *Hogg-Iland*.

Vppon the petition of *Randall Crew* on the behalfe of *Elizabeth* his wife late y^e wife of *Cap^t. Small[ey]* about 4 oxen w^{ch} fhee taxeth the *Gouerno^r* to haue feized on in the time of his Govern^t heretofore, the Court hath thought fitt to take the oath of *Cap^t John Martin*.

Cap^t John Martin fworne & examined sayth that about 4 yeares agoe *M^{rs} Elizabeth Small[ey]* being in *England* was as fhee said, set on by y^e Company, to deliuer a petition to y^e king ag^t *S^r Samuella Argoll* to recouer certaine oxen of him w^{ch} hee had taken frō her in *Virginia*, hee y^e said *S^r Samuella Argoll* did foe cleare himfelfe that fhee asked him forgiueness at my Lord of *Warwicks* house: And then afterwards *S^r Samuella Argoll* told her that y^e said oxen were in *Virginia* & noe body could tell her better where they were then *Cap^t. Tho: Graues* then liueing in *Virginia*.

John Dodds fworne & examined sayth that about ten dayes before the death of *Luke Boife* gent who deceased the 21th of *June* last past hee this deponent being at y^e house of y^e said *Mr Luke Boife* who was then very sicke sayd that it was very good for him to make a will, then he y^e said *Mr Luke Boife* answered what need he to make a will for that hee had noe body to give his estate vnto but his child & his wife. Wherevppon it is ordered y^t *Alice Boife* late y^e wife of *Luke Boife* deceased shall haue a letter of Adminiftration given & graunted vnto her.

At this Court there was a petition pferred by *M^{rs} Alice Boife* widow ag^t *Joseph Royall* seruant vnto her late husband *Luke Boife* & shewed a Couenant bearing date the 25th day *Febr:* 1625, wherein y^e said *Joseph Royall* was bound vnto y^e said *Luke Boife* to pforme certaine conditions therein mentioned, wherevppon it is ordered according to the said Couenants that y^e said *Joseph Royall* shall make or cause to be made gratis for y^e said *Alice Boife* her child & fuch seruants as were then of his family all fuch apparell as they shall weare or vse till fuch day & time as he shall depart this land, so longe as those of y^e family shall either serue her or y^e child.

Whereas by y^e Complaint of *Thomas Weston* Marchant it doth appeare to y^e Court that

that *John Bainham* of *Elizabeth-Citty* hath paid vnto *James Carter* Master of the *Anne* Deceased feuenty and fowre pounds of tobacco w^{ch} was of y^e estate of *Edward Maunder* now in *England* & was appointed by order of Court to be paid vnto the said *Thomas Weston* as to him belonging of right, *therefore the Court hath ordered* that the said *Bainham*, in regard that y^e said paim^t made to *James Carter* was wthout any warrant or order, shall repay againe y^e said feuenty fowre pounds of Tobacco to y^e said M^r *Weston*.

Robert Dennys Marriner fworne and examined sayth that y^e will of *Edmund Pitchard* p^oduced in Court by *Patricke Kennede* was y^e true will & testam^t of y^e said *Edmund Pitcharde*, & that he y^e said *Edmund* was at y^e making therof in p^ofect sence & memory.

W^m Cadwill fworne & examined sayth as much as the said *Robert Dennys* hath done

Patrick Kennede fworne & examined sayth that y^e Inuentory of y^e Estate of *Edmund Pitchard* Purser of y^e *Marmaduke*, is a full true & p^ofect Inuentory.

At this Court *Robert Edmonds* had leaue given vnto him to remoue from *Warofquoyacke* & plant himfelfe at *Elizabeth-Citty*.

Vppon proffie made in y^e Court by bills and other testimonyes See records recorded, it is therevppon ordered that *Patricke Kennede* shall pay for y^e fol: 60. debt of *Edmonde Pitchard* deceased vnto *W^m Claybourne* Esq^r one hundred & fifty waight of Tobacco for one hoghead of Tobacco w^{ch} y^e said *Edmund Pitchard* about two yeares since carried away for *England* belonging to y^e said *W^m Claybourne*: And it is alsoe ordered that he satisfy such debts as by bill are owed vnto *George Menefy* Marchant from y^e said *Edmond Pitchard*.

At this Court *George Menefy* of *James Citty* Marchant did acknowledge himself & *Thomas Bransby* of *Archers-Hope* gent to stand indebted by their bond vnder their hands & seales vnto *John Harrison* of *London* gent one thousand waight of Tobacco, to be paid vnto y^e said *John Harrison* or his Assignes here in *Virginia*, And now y^e said *George Menefy* hath here in Court tendered the paim^t of y^e said one thousand waight of Tobacco to any who shall or may in y^e behalfe of y^e said *John Harrison* receive the same & giue them a sufficient discharge, and this is thought good to be herby testified at y^e instance & request of y^e said *George Menefye* and *Tho: Bransby*.

Richard Dolphenby fworne & examined sayth that, whereas there is a bill p^oduced by *John Davis*, hee this deponent did about three dayes since read the said bill concerning two hundred waight of Tobacco, and saw the seale & hand of M^r *Thomas Boife* putt thervnto.

At this Court *Henry Gainye* was p^osented before y^e Gouverno^r & Councill by y^e Prouost Marshall for drunkennes, wherevppon it was ordered that hee should enter into bond of his good behauior in 300^l To: & pay the prouost Marshall twenty waight of Tobacco as being the halfe of his fine & due for informing.

The same time *Robert Adams* was p^osented likewise for drunkennes by y^e Provoost Marshall, & y^e like censure inflicted on him as vppon y^e said *Henry Gainy*.

William Pilkinton fworne & examined sayth that the Inuentory by him p^osented & brought into the Court is a true, iust full & p^ofect Inuentory of all the goods & debts of *John Parsons* deceased.

12th of January 1626

A COURT at *James Citty* the 12th of January 1626 being
p^osent

S^r *George Yeardley* knt. Gouverno^r &c Cap^t *Weft*. Cap^t *Smyth*. Cap^t *Mathewes*.
M^r *Persey*. M^r *Claybourne*. Cap^t: *Tucker*. M^r *ffarrar*.

At this Court *James Tooke* had p^omission giuen him to remoue frō the *Maine* wthout *James-Citty* & plant at *Mulbury Iland*.

At this Court the Gouverno^r moued that some good course might be taken concerning
the

the Cattle belonging to y^e Society of *Bartley [Berkeley] Hundred*, wherevpon it was thought good that M^r W^m *ffarrar* should require an account of the said Cattle from such in whose custody they have remained, and signify to the Court what number there is of them, that soe some course might be taken for better p^rseruing of them.

Cap^t *Nathaniell Basse* sworne & examined sayeth that about this time twelue month this deponent being at *Kecoughtan* wth Cap^t *Tucker*, the said Cap^t *Tucker* desired this deponent to tell *Henry Woodward* that he should take three men of Cap^t *Stones* remaining wth him, vntill that he heard frō *Canada* frō M^r *Rastall*, or vntill Cap^t: *John Stone* should come in, and then he should have all y^e content he could desire.

Beniamin Drury sworne & examined sayth that about *June* last past one *Samuell Añon* seruant vnto *Henry Woodward* who received him of Cap^t. *Tucker* as being one of the seruants of Cap^t *John Stone*, shewed vnto this deponent a noate vnder written by Cap^t. *Tucker*, the contents whereof were as followeth: *Beniamin Drury & Samuell Tabott I desire you to goe wth Henry Woodward to Warofquoyacke & to remaine wth him there, till you heare further fro your Master M^r Stone out of England. And Henry Woodward shewed the noate to this deponent before he went wth him to Warofquoyacke*

At this Court M^{rs} *Alice Boise* bought in an Account of the Cattle depending in controuersy betweene Cap^t *John Martin* & Cap^t *Bargraue* and desired to deliuer them vpp out of her hands for that shee was vnable to giue in securitye for the same. Wherevpon Cap^t: *Will^m Tucker* in y^e behalfe of M^{rs} *Bargraue* her kinsman the wife of Cap^t *Bargraue* deceased, did offer to giue in security to y^e Court & take the said Cattle into his possession, and to deliuer vpp the same when he shalbe therunto required: *wherefore y^e Court hath herunto condiscended & doe order that y^e said Cap^t Tucker shall take y^e said Cattle into his possession, & this is the rather done because Cap^t John Martin cannot, as hath bee demaunded of him, deliuer in sufficient security as aforesaid.*

Vpon a suite p^rferred in Court by *Henry Woodward* against Cap^t *John Stone* concerning the p^rformance of Couenants made betweene the said *Henry Woodward* on y^e one p^rty & the said Cap^t. *John Stone* & *Humphry Rastall* on y^e other p^rty, touchinge the deliury of fowre men vnto y^e said *Henry [Woodward]* wth other conditions therein contained, *It is ordered* as followeth, that whereas y^e said *Henry* hath formerly receaued & accepted three men seruants of y^e said Cap^t *Stones* & hath alsoe sayled in p^rformance of y^e paim^t of 600^l waight of Tobacco by him due, he y^e said *Henry* shall accept of y^e said three seruants receaued in full satisfaction of three of those fowre seruants w^{ch} were conditioned to be deliuered vnto y^e said *Henry*. *And it is alsoe ordered that y^e said Cap^t. Stone shall deliuer vnto y^e said Henry one other seruant apparelled according to y^e said conditions wthin twenty dayes after the date of these p^rsents. W^{ch} orders being p^rformed the said conditions & all couenants & bonds to be vtterly voide. It is ordered that y^e charges of this suite shalbe layd vppon y^e said *Henry Woodward*.*

Henry Byfant Boatswayne of the *Marmaduke* sworne & examined sayth that in *England* their shipp riding at an ankor at y^e *Cowes* one boy that was shipped for y^e account of M^r *Capps*, was one day about to goe ashore, but that this deponent stayed him, then their Chirurgion *Richard Hewes* spake to this deponent that hee should let y^e boy goe ashoare, for he would warrant his comeing aboard again, & this deponent sayth that y^e sayd boy did afterwards come aboard againe, and after he did often goe ashoare & come aboard againe.

Willm Kedwell sailer sworne & examined sayth that *Richard Hewes* their Chirurgion did say to this deponent that when one boy of M^r *Cappes* was goeing ashoare at y^e *Cowes*, hee would warrant his comeing aboard againe & y^e boy afterwards came aboard againe.

It is ordered that M^r Partrick Kennede doe pay & satisfy vnto *Edward Waters* of *Elizabeth Citty* gent two hundred waight of marchantable Tobacco in recompense for the losse of one boy seruant belonging unto *Willm Cappes*, who ran away out of their shipp at the *Cowes* they p^rmitting the said boy to goe ashoare of his own will whereby
he

he was loft, & therefore it is thought fitt that reftitution be made vnto y^e faid *Edward Waters* as being the lawfull deputy & Atturney vnto y^e faid *Willm Capps*.

Thomas Ward fworne & examined fayth vppon y^e thirtith day of *March* laft paft hee this deponent being in y^e woods at *Martins-Hundred* wth one *Henry Elyott* & *Richard Croocker* they two being in fpeech together about nailes *Henry Ellyott* fayd that *John Day* at *Hogg-Iland* fould nailes for a barrell of eares a Thoufand, but hee would fell noe more foe becaufe *Cap^t Hamo^r* fold nailes for a barrell of corne & 10^l of Tobacco a thoufand, then *Richard Crocker* answered, *I, there are two of them that are not fitt to fitt at y^e Councill table w^{ch} is Cap^t: Hamo^r & M^r Perfey the Marchant for they deale vppon nothing but extortion.*

In regard of divers inconueniencies w^{ch} appeare to haue happened by y^e graunting of generall warrants in this Colony, too longe to relate, *it is ordered* that there be none hereafter graunted, but that it may be lawfull to put as many in any fingle warrant as fhall be inhabiting wthin any one plantation.

The 13th day of *January* 1626,

ALL being p^{re}sent as the day before
 The Gouverno^r & Councill taking into their confideration the inconueniencies that myght happen vppon y^e arriuall of any forreine enemy, wthout fome fpeciall order taken what courfes fhould be followed if any fuch thing fhould come to paffe, vppon full debate hereof had *haue ordered & appointed* that as concerning the Inhabitants of *Elizabeth-Citty* thefe instructions following be obferued *viz* That vppon the arriuall of any fuch number of fhipps vppon w^{ch} the Comaunder there *Cap^t. Willm Tucker* fhall haue iuft occafion of fufpect fhall forthwith fpeed away a boate to y^e Gouvernor & then give p^{re}sent Comaund to all the inhabitants, that all his beft & moft able men be wth all poffible haft affembled & drawne together to their Colours to wthftand & hinder the landing of any enimy by all poffible means, And that he appoint another p^{ar}tye out of y^e reft in his beft difcretion & giue them instruction to gather y^e woemen & children & vnseruiceable people & all their Cattle together & by their beft means to repair to *Mathews Mannor*, where they fhall receiue further order: And a third p^{ar}ty amongft whom to be fome honeft difcreet men that may be allwayes ready to carry of into y^e woods all p^{ro}uifion of what kind foeuer to faue it from the enimy, & vppon order frō y^e Comaander to fire any houfes & to giue their attendance about him for fuch feruices. *It is alfoe thought fitt* that the Comaander vppon any fufpect as aforefaid of a forreine enemy, doe caufe all the boates & fhalops to be filled wth fuch p^{ro}uifions as y^e people haue & to fend then p^{re}fently vp to *Newports News* where they may be ready vppon order giuen to to run up to *Mathewes-Mannor* there to be difpofed & ordered for their beft fafetye. *And it is further agreed vppon & refolved* that ftrict proclamation be published there & through y^e whole Colony that noe p^{er}fon whatfoever doe p^{ro}ly or fpeake any wordes or make any signes or fhewes of p^{ro}ly vppon paine of death. And if any man fhall dare to p^{ro}ly or fpeake to y^e enemy it fhall then be lawfull for y^e Comaunder in Chiefe there to call a marfhalls court & doe p^{re}sent execution. And if the faid Comaunder there doe find y^e enemy to be of noe greate force then he may thinke himfelfe able to wthftand, that hee doe not then rafhly giue order for y^e firing of any houfes but doe loofe them by degrees at as high a rate as hee can ftill p^{ro}uenting neuerthelefs the enemyes feizing on them by firing firft.

The Court taking into confideration that the next enfueing yeare there will be many Tenants & feruants freed vnto whom after their freedome there will be noe land due whereby they may wthout fome order taken to the contrary settle & feat themfelues difperfedly & in noe fuch conuenient order wherby to be a ftrenth to y^e Colony, *haue herevppon thought fitt & accordingly ordered* that the Gouverno^r & Councill may giue vnto the faid feruants & Tenants leafes for terme of yeares of fuch quantities of land

as shalbe needfull proportionably to y^e families of such as in that nature shall take leases of any common lands as yet vntaken vp by any aduenturers or planters wthin y^e Colony: yeilding & payeing yearly for euery acre one pound of Tobacco.

The Court hath alsoe thought fitt wth y^e first means for many considerations to feat a sufficient P^{ty} at Kiskiyacke, both in regard of y^e opportunity wee shall therby haue to annoy y^e Indians, & of a good retreat in case wee may haue beene ouerpowered by too powerfull a forreine enemy. And further doe resolve yat noe people shalbe suffered to sitt downe in discomfortious places whereby they shall not consist of sufficient strength

Whereas there is a Controverfy depending in Court betweene Doctor John Pott phission & M^r Claybourne Secretary Concerning ferteyne Cowes beloning to their places and for that it is not yett prooved by the Doctor that those Cowes were deliuered him absolutely belonging to the phissions place and for that M^r Secretary remayneth as yett altogether vnprouided for of those Cowes w^{ch} should formerly haue been deliud [delivered] vnto his place the Court haue resolved that he shall haue deliured him tenne of those Cowes w^{ch} doe belonge to the publique & are nowe to be deliud vp by M^r Horwood of Martins Hundred and doe as much as in them lyeth estate them to the place of Secretary requiring the said M^r Clayborne to make good the number of seven Cowes to his suckleffors reserving the increase to him selfe his heires and assignes.

It is ordered that Richard Crocker of Martins Hundred ffor his offence in taxing Cap^t Hamor deceased & M^r Persey vniustly of extortion & saying that they were vnfit to sitt at y^e Councill shall suffer one Months imprisonment & shalbe at y^e end thereof set in y^e pillory & haue his eares nailed, & shall farther giue bond of 300^l of Tob wth sufficient suretyes for his good behauior & to appeare at y^e next quarter Court.

At this Court, Cap^t. Samuell Mathewes moued to haue leaue & P^{mission} graunted vnto him to goe into y^e Bay & trade for Corne whervppon the Court taking into their consideration the great losse & damadge that happened this harvest by ill wether & great wind, whereby a very great P^{rt} of o^r Cropps sayled, & it is to be feared least some scarcitey of Corne may ensue in this Colony, haue thought fitt & accordingly ordered that notwithstanding all former p^{re}clamations published & sett forth to y^e contrary, it shall & may be lawfull for such as shall be in want of Corne, haueing obtained leaue, to go into y^e Bay & there trade for Corne. And in P^{articular} doe thinke fitt that y^e said Cap^t: Mathewes haueing sufficiently p^{ro}uided himselfe wth a good Company of men & boates, munition armes offensiue & defensiue to goe a trading into any P^{rt} of y^e Bay of Chesapeake & that hee shall haue Com^{mission} frō the Gouverno^r for y^e said purposes.

The Order in w^{ch} the Tenants of y^e Company are distributed to the
Gouernor & Councill the 12th of January 1626.

	To the Governor	
1. Thomas Haruy	Christ: Windmill	Edward Marshall
Willm Baker	Robert Goodman	Nicolas Weffell
John Lankfeild	Cutbert Person	Tho: Harding
Edward Johnson	10. Francis Hill	John Jaxon
Willm fowler	John Gibbs	Tho: Bennet
John Warde	Willm Euans	18. John Smyth
	To y ^e Suruey ^{or}	To Cap ^t : West
	W ^m Joyes	Ralfe Osborne
	&	W ^m Hampton
	200 ^l To:	John Jefferson
	To Cap ^t . Smyth	To Cap ^t : Mathewes
	Francis fowler	Christ: Readhead
	Christ: Lawfon	John Butterfeild
	Steu ⁿ Webb	Rich: Alford

To Mr *Perfey*
Willm Pilkinton
John Tios
Ismael Hill

Mr *ffarrar*
Tho: North
John Heiny

To Cap^t: *Tucker*
Tho: Dunthorne
John Penrise
Willm Gaines

To y^e *Shuoft* *Marshall*
Reignold Godwine

Cap^t *W^m Tucker* fworne & examined sayth y^t the Will *pduced* in Court was y^e will of *John Bush* deceased & that y^e said *John Bush* was at y^e time of y^e makeing of the same in p^{er}fect sence & memory, the will bearing date y^e 9th of *Decemb* 1624.

Whereas there are two seruants belonging vnto y^e estate of *Luke Aden* deceased now remaining at *Accawmacke*, it is thought fitt that the said two seruants shalbe at liberty to choose their masters wth whom to serue for y^e remainder of their times, & that they put in good security for y^e paim^t of foe much Tobacco to y^e estate of y^e said *Luke Aden* as shalbe valuable for their service by 4 sufficient & indifferent men vppon oath.

Vppon y^e petition of *Robert Wright* lawyer at this Court there was leaue giuen to him to remoue frō y^e plantation where he now liueth on the other side of the water, to liue in y^e Iland of *James Citty*: And it was ordered that the said *Robert Wright* shall haue a plott of land graunted him to liue vppon and build an house.

Kelinet Hitchcock fworne & examined sayth that about *Aprill* last past *John Vpton* came to this deponent & desired that he might haue the house & ground at *Blacke point* of my Lady *Yeardley*, giueing vnto her a reasonable rent because of y^e repairing of the house & y^e sence, & agreed to pay one hundred waight of Tobacco, & repair y^e house & y^e fence.

ffinis Curiae Quaterniae

the 29th of *January* 1626,

A COURT at *James Citty* the 29th of *January* 1626,
 p^{re}sent
S^r George Yeardley Kn^t *Gouerno^r &c.* *Docto^r Pott* Cap^t *Mathewes* Mr. *Claybourne*
 Cap^t *Tucker*.

At his Court the bond of good behauio^r taken of *John Snoade* *John Penrise* & *Thomas Thornebury* bearing date the 31th of *January* 1625 was cancelled, & ordered that their should be a release giuen them frō the same.

At this Court was brought in an Inuentory of the goods of *Anne Behoute* deceased seruant vnto *Gabriell Holland* of *James Citty* Yeoman who arriued here in y^e *Virgine* 1625: And the Court hath thought fitt to graunt a letter of Administ^ration vppon the said goods vnto the said *Gabriell Holland*.

ffinis Curiae.

5th of *ffebuary* 1626,

A COURT at *James-Citty* the 5th of *ffebuary* 1626, being
 p^{re}sent
S^r George Yeardley Kn^t *Gouerno^r &c.* Cap^t *West*. Mr. *Docto^r Pott*. Cap^t *Smyth*.
 Mr. *Claybourne*.

Vppon a petition p^{re}ferd in Court by *Thomas Bagwell* against *Thomas Harwood* of the Maine, the caufe being euery way debated, it doth not appear to the Court that the said *Tho: Harwood* hath done any wronge vnto the said *Tho: Bagwell*, concerning certain couenants made wth his wife late the wife of *Thomas Allnutt*, And therevppon it is ordered that *Thomas Bagwell* doe pay the charges of this suite.

Whereas

Whereas there hath beene formerly a Patent of land giuen and graunted vnto *Giles Jones* of *Kecoughtan* Yeoman bearing date the 14th of *December* 1619, for fifty acres of ground vppon the Easterly side of *Southampton* river at *Kecoughtan* as Part of the diuident of *Elizabeth* the wife of the said *Giles Jones* an Ancient Planter and that it now appeareth to fall wthin the Compasse of those 3000 acres of land formerly layed out for the vse of y^e late Company in that place And whereas now this said land is sold by the said *Giles* & y^e said *Elizabeth* vnto *Tho: fflynt* gent and that y^e said *Thomas fflynt* wth his people is seated therevppon: *The Court therefore vpon full debate hereof had haue ordered* that the said *Thomas* shall haue leaue to take vp the said fifty acres in some other place, in regard that it falleth out to be wthin the compasse of y^e Companies land aforefaid and that farther in favo^r vnto him in consideration of his paynes bestowed on the said land, that the said *Thomas* shall haue a lease of the said fifty acres graunted vnto him for ten yeares, yeilding and paying yearly for y^e same 50^l of tobacco.

At this Court L^t. *Thomas fflynt* made petition that he might haue leaue to take vpp that Parcel of land called *ffox Hill* at *Kecoughtan* for Part of his Diuident, Pruided that the same doe not fall out to be wthin the Companies land w^{ch} accordingly was graunted vnto him.

John Howe gent swore & examined sayth that the will & Testam^t produced in Court of *Willm ffoster* deceased was the true will of the said *Willm ffoster* & that the said *Willm* was then in Perfect sense and memory.

Whereas there was an Order of Court made the 20th of *December* 1624 concerninge *Henry Wilson* & *Willm Muñs* seruants vnto Cap^t *John Ward* now resident in *England*, it being then ordered that the said *Wilson* & *Muñs* should plant for themselves for that yeare because that they pleaded that they had serued Cap^t *Ward* nere vppon the full time of seruice that was due from them, & yet then knew not how to be satisfyed for 50 acres of land victualls apparell tools and other things due to be deliuered vnto them after the time of their seruice. And it was then ordered that they should enter into bond to satisfy Cap^t. *Ward* for such further seruice as should be proued to be dew from them before the first of *January* 1625. Now the Court at this time do order, in regard that there hath not hithertoo been any such prooffe made frō Cap^t *Ward* or any for him, that the said *Henry Wilson* & *Willm Muñs* shalbe at liberty to plant for themselves And that if they doe enter into sufficient bond to be answerable to all suites & demaunds of the said Cap^t *Ward* to saue the Court harmeles, that then they may haue their freedoms graunted vnto them.

It is likewise ordered that *Christopher Barker* late seruant vnto Cap^t *Ward* shall haue his freedome graunted vnto him and doe enter into bond to saue the Court harmelesse ag^t any suites & demaunds made by the Cap^t: *Ward*.

Here follow two Interrogatoryes concerning w^{ch} Cap^t: *Willm Epes* desired to haue Cap^t *John Wards* men to be examined.

1 What Cropes of Tobacco & Corne doe you know that Cap^t *Epes* hath reaped at any time for Cap^t *John Ward*.

2 What Goods doe you know that Cap^t *Epes* hath at any time brought of [off] fro Cap^t *Wards* plantation either before or since the Massacer.

1 *Christopher Barker* sworne & examined sayth to the first Interrogatory that for the next Sum^r after that Cap^t *Willm Epes* receiued the seruants of Cap^t *John Ward* there was noe Croppe of either Corne or Tobacco planted by the said Cap^t *Epes* it being the sum^r after the Massacer, but about *August* they went to *Accawmacke* & were employed in building one house to shelter themselves; (And About *November* next this deponent & *Thomas Powell* left Cap^t. *Wards* seruice.

2 To the Second he sayth that Cap^t *Epes* before the Massacer tooke from the plantation of Cap^t *Ward* about 60^l of Tobacco w^{ch} this deponent saw deliuered for to furnish the seruants wth some necessaries & one barrell of peuter; & after the Massacer he sayth that Cap^t. *Epes* had nothing, but sent his boate & men and brought away y^e seruants, & that there was nothing saued belonging to Cap^t *Ward* but a bed & a rugg, and the houses and all the goodes in them were burnt about 4 dayes after.

W^m Munns his oath concerning the two Interrogatoris aforefaid.

1th To the firſt he ſayth that the yeare after the Maſſacer there was noe Croppe reaped; And the next yeare this deponent cannot iuſtly ſay what the Croppe of Tobacco came vnto, but it was ſayd then that it was 3000^l of Tobacco for the whole Croppe betweene Cap^t *Epes* his men & Cap^t *Wards* men, thoſe of Cap^t *Wards* men being fowre men, & Cap^t *Epes* his men, five, beſides Cap^t *Epes* had the helpe of three *dutch* men two of them continueing frō *June* till the Croppe was in the third frō *June* till the middle of *Auguſt*. And they had but half an acre of Corne about the houſe. The third yeare he knoweth not what was reaped for the Croppe.

2 To the ſecond this deponent ſayeth that Cap^t *Epes* before the Maſſacer tooke away frō Cap^t *Wards* plantation a barrell of peuter, & he knoweth of nothing elſe at any time, but ſayth that Cap^t. *Epes* wth his brother M^r. *Peter Epes* came & fetcht of the ſeruants of the ſaid Cap^t. *Ward*.

Henry Wilſon his oath concerning the two Interrogatoryes aforefaid.

1 To the firſt he ſayth in all points as *Will^m Munns* hath ſayd before.

2 To the ſecond he ſayth that ſome Tobacco was ſent for before the Maſſacer by Cap^t *Epes* to buy the ſeruants apparell, but elſe he knoweth of nothing that euer Cap^t *Epes* had frō Cap^t *Wards* palntation.

Peter Stafferton ſworne & examined ſayth that as concerninge the Couenants p^oduced in Court betweene *John Williams* Marchant & *William Louell* Maſter of the ſhipp called the *Aid*, that this deponent was p^{re}ſent when the ſayd Couenants were read before M^r *Williams* & M^r *Louell* & that the ſame were preſently ſealed ſigned & deliuered.

19th of *February* 1626,

A COURT at *James Citty* the 19th of *February* 1626, being
p^{re}ſent
M^r. Docto^r *Pott*. Cap^t *Smyth*. Cap^t *Mathewes*. M^r. *Secretary*. M^r. *Jffarrar*.

It is ordered that there ſhall be a warrant ſent vp vnto *Sherley Hundred* in y^e *Maine*, that *John Ewins* & *Jane Hill* ſhould be ſent downe to *James-Citty*, & there to be examined concerning ſuch leud behaiour as hath bin betweene them.

Patricke Kennede marriner ſworne & examined ſayth that as concerning thoſe words w^{ch} M^{rs}. *Alice Boiſe* taxeth Cap^t *Hudleſton* to have accused her wth at Cap^t *Martins* plantation, viz that he the ſayd Cap^t *Hudleſton* ſhould there ſay that Cap^t *Epes* had the uſe of her body that night that he lay in *James Slight*s houſe, or elſe that he ſaid he neuer had the uſe of his owne wife, more then Cap^t *Epes* had of her y^e night; this deponent ſayth he did not heare Cap^t *Hudleſton* ſpeake the ſame wordes, but that Cap^t *Hudleſton* ſayd there was very vnfitting behaiour betweene them.

Philemon Powell ſworne & examined ſayth that he hath not receiued (according to his Inuoice) frō aboard the *Marmaduke* two runletts, viz, the one being eight gallons of *Aquavitae* & y^e other 21 gallons of *Canary* wine.

It is ordered that *Patricke Kennede* Purſer of the *Marmaduke* doe ſatisfy *Philemon Powell* Marchant for one runlet of eight gallons of aquauitae, & for another runlet of 20 gallons of *Canary* wine. And further for that it appeareth plainly that the ſaid *Philemon Powell* hath receiued much wronge & damadge in many of his runlets of wine & liquor, ſome being wanting and one being deliuered afore empty, wth a peg in it, & one of y^e failors ſeene drinking at another, it is therevppon ordered that the ſaid *Philemon Powell* be ſatisfyed by y^e ſaid *Patrick Kennede* for fiftene gallons of wine in recompenſe of the ſaid wronge & damage

James Slight Yeoman ſworne & examined ſayth that hee neuer heard Cap^t *Hudleſton*
say

say that if ever hee the sayd Cap^t *Hudleston* had the vse of his owne wives bodye that then Cap^t *Will^m Epes* had the vse of M^{rs} *Alice Boife* her body that night when they lay at his y^e said *James Slight* his house.

At this Court M^{rs} *Alice Boife* deliuered in the Inuentry of all her Hufbands viz M^r *Luke Boife* his goods & of all his Estate vppon her Corporall oath then administred vnto her.

Cap^t *John Huddleston* fworne & examined sayth about the first day of *february* last past he this deponent being at *Martin Brandon* at the house of *James Slight & Bridges freeman*, there being then in Company alsoe M^{rs} *Alice Boife* Cap^t *Will^m Epes* & diuers others, the said Cap^t *Epes* comeing there ashoare about eight of y^e clocke at night, after three or fower howres haueing drunke some two or three gallons of wine amongst halfe a dozen of them they went to goe to sleepe, & the said Cap^t *Epes* finding shelter on y^e bed pulled of his cloathes & went into bed & about one houre after, the said M^{rs} *Alice Boife* asked this deponent if he would goe to bed to the said Cap^t *Epes* w^{ch} hee denying shee lay downe vppon the bed besides Cap^t *Epes* wth her cloathes on, & then this deponent went and layd himselfe downe vppon a cheft that stood by the beds side close by y^e said M^{rs} *Boife*. And then after a while there was foe great a motion in the bed that this deponent rose and sayd *for shame doe not doe such thinges before foe many people* then the said Cap^t *Epes* answered *fye brother thats too plaine*.

Patricke Kennede fworn and examined sayth that about the breaking vp of y^e last ffrost he this deponent being at *Martin Brandon* wth many others Cap^t *Epes* one day about eight of the clocke at night came thither and after they had drunke two or three gallons of wine he the sayd Cap^t *Epes* being in drinke asked were hee should goe to bed & M^{rs} *Alice Boife* answered that there was a bed in y^e next house and if it pleased him hee might goe to bed there, and therevppon taking a paire of sheetes w^{ch} shee there made, went and layd them vppon the said bed & after that the said Cap^t *Epes* went to bed lying next to y^e wall, then p^sently M^{rs} *Boife* demanded of Cap^t *Hudleston* wither he would goe to bed, who answered unto her *lye you downe*, wherevppon shee layd her selfe vppon the bed in her cloathes; then this deponent a little while after heard a great buffleling and iuggling of the bed, and sayth that he heard wispering betweene M^{rs} *Boife* & Cap^t *Epes*; and at y^t time Cap^t *Hudleston* came from the cheft vnto the fire & said *ffy brother this is not fitting amonge foe much company* wherevppon Cap^t *Epes* replied againe *ffy brother thats too plaine*. Afterward this deponent about the middle of the night heard another great buffleling in the bed, And againe about two howres before the morning he this deponent heard againe a [great buffleling in the bed] w^{ch} waked this deponent, at w^{ch} time he ca[lled] *John Croodicke* who lay besides this deponent by y^e fire side, and sayd to him *what do you heare* John, werevppon he put his head out of his gowne, and asked this deponent *what buffeling is that*, werevppon this deponent replied *I haue heard the like two or three times before*, and this deponent turning his face towardes the bed, then the buffleling was gone, and then saw M^{rs} *Boife* rise frō betweene the sheetes & tooke and fhaked her petticoates downe, foe wth that immediately shee went out of dores, not hauing her gown on, but afterwards came in & went towardes the bed: then this deponent couered himselfe over head and eares, but when he rose he saw M^{rs} *Boife* to haue her gowne on.

James Slight fworne and examined sayth that Cap^t *Epes* being in bed between the sheetes & M^{rs} *Alice Boife* being layd downe vppon y^e bed he this deponent in y^e night three or fowre times heard a great crackling of the bed, and heard Cap^t *Hudleston* rise twice in the night, and sayd it was not a place fitting that such doing should be before foe much Company & Cap^t *Epes* replied, *ffy brother that [is] too plain* [And further] he cannot say.

the 26th of *February* 1626,

A COURT at *James Citty* the 26th of *February* 1626, being
 present
 Sir *George Yeardley* Kn^t *Gouvernor* &c *Cap^t Smyth* M^r *Secretary*.

At this Court was deliuered in at [an] Inuentory of one *Margaret Byard*
 See y^e who decaesed aboard the *ffurtherance* bound for this Country about the
 Inuentory third day of *August* 1622, of all the goods & chattles that came to the hands
 of *Cap^t Nathaniel Basse* vppon his Corporall oath then taken.

Willm Newman being examined sayth that being required to prayse the goods of
 one *Margarett Bayard* he prayfed the said goods vppon his oath & he knoweth of noe
 other goods belonging to the said *Margarett* w^{ch} are not sett downe in the Inuentory.

Henry Coleman being examined sayth that he knoweth of noe other goodes or
 anything belonging vnto *Margarett Bayard* w^{ch} are not downe in y^e Inuentory.

Roger Thomson fworne & examined sayth that in *June* 1620 there were fowre old cowes
 & 15 calues & an old bull deliuered by the *Gouvernor* to M^r. *John Pountis* at *James Citty*
 for the vse of M^r. *John Woodall*. And this examine sayth that M^r. *Pountys* sold two
 oxen of the said Cattle deliuered as aforelayd vnto *Cap^t Sampson*, and further sayth
 that the *Gouvernor* since his laft arriuall hath killed of those cattle one yearling bull calfe,
 & one sucking calfe of an heifer, and one barren heifer and one ftere of 4 yere old. Laftly
 he sayth that there died in the keeping of *John Osborne* one cow calfe of the increafe of
 this said cattle & *Richard Pierce* killed one other calfe of the same stocke. This examine
 alsoe sayth that there are now remaineing of the sayd Cattle 4 old cowes, 4 fteres, one
 bull of two yeares old, a little ftere of two yeare old, one yearling ox calfe, & one yearling
 cow calfe, & one yearling bull calfe, And one cowe calfe of a month old. This deponent
 alsoe sayth that M^r. *Pountis* the yeare after the Massacer in the winter time lost fix of
 the number of those cattle.

Henry Bradford aged about 36 fworne & examined sayth that he remembreth that
 there were certaine cattle in the possession of M^r. *Pountis*, but the number of them he
 knoweth not, but sayth that M^r. *Pountis* sold two heifers to *Cap^t Willm Peirce*, & one
 calfe M^r. *Pountis* killed, & *Richard Peirce* killed one calfe of the said M^r. *Pountis* his
 Cowes. And further sayth that one cowe calfe died in the hands[?] of *John Osborne*.
 And sayth alsoe that the *gouvernor* since his comeing in hath killed one yearling calfe &
 one sucking calfe, one barren heifer, & one ftere. And this deponent further sayth that
 of the sayd M^r. *Pountis* his Cattle there remaine 4 Cowes, 4 fteres, one two yeares old
 bull, one ftere two yeares old, one bull two yeares old, one ftere of one twelue month
 old, & one bull of a twelue month old, And one old bull remaineing at *hogg Island*

the 5th of *March* 1626

A COURT at *James Citty* the 5th of *March* 1626 being
 present
 S^r *George Yeardley* Kn^t *Gouvernor* &c. Docto^r *Pott*. *Cap^t Smyth*. M^r *Claybourne*.

Seriant *John Harris* fworne and examined sayth that about the first of *February*
 he being at *Martin & Brandon* at *James Slights* house about twelue of the clocke at
 night *Cap^t Epes* & M^{rs} *Boise* came in to the said house, and then the said *Cap^t Epes*
 being somewhat in drinke went to the bed, and afterwards the said M^{rs} *Boise* putting of
 her gowne & her vpper petticoate went in to bed alsoe betweene the fheats wth one of
 her petticoats on, then presently there was a great stirring & motion in the bed betweene
 the said *Cap^t Epes* and M^{rs} *Boise*, then M^{rs} *Boise* said *Oh my side*, then *Cap^t Hudleston*
 rose & said *I am ashamed to see such doings before soe many people*, then *Cap^t Epes*
 answered

answered *Oh brother thats too plaine* After that there was a iogging & striving between them & M^{rs} Boife said the second time *oh my legg*, & the third time, *oh my legg next the wall*, & at the last time shee said *I pray let it alone while the morning*: And this deponent sayth that he is not able to say that Cap^t Epes was vppon the sayd M^{rs} Boife, but sayth that the cloathes were railed to a great hight. And about [an] howre and an halfe before day the sayd M^{rs} Boife ruse [arose] and shaked her petticoate . . . and then presently . . . put on her cloaths and lay vppon the [bed] againe as at the beginning of the ni[ght].

Bridges ffreeman fworne & examined sayth that Cap^t Epes being in bed at this examinate house M^{rs} Boife went and layd herselfe vppon the bed vnder the couerlett, & sayth y^t for a great part of the night he heard a great motion in the bed, and at that time Cap^t Hudleston rose vp and sayd *these things are not fitting before soe many people* and then Cap^t Epes answered *fy brother thats too plaine*. And this deponent sayth moreover that in the time of the said motion M^{rs} Boife said *oh my fide, oh my thigh, oh my legg that is next the wall*.

John Ewins being examined sayth that about August last past he made loue vnto Jane Hill the daughter of goodwiffe rose being in the Tobacco house, he asked the said Jane Hill to lye wth her, but shee denyed him and sayd *the boyes in the house will heare*, and shee would come forth vnto him an howre after, w^{ch} this examine did going out of the dwelling house an howre after into the tobacco house and she presently followed [him] and there hee had her consent and did then lye wth her in the said Tobacco house. And this examine further sayth that diuers other times both in the said tobacco house and in the dwelling house he had the vse of her body. And sayth wthall that he then promised to marry her and she gaue her good will vnto him.

Jane Hill fworne and examined sayth that the last yeere before John Ewins came to liue at their plantation being there at her mothers house the said Ewins asked her to loue him, & she answered shee could not tell vntill hee came vp, and soe afterwards when he came vp to liue there he often vrged her and about the beginning of August her mother being gon forth to a womans labor, shee this examine being in the Tobacco house wth him y^e said John Ewins, he asked her to lye wth her, but shee denyed him, but promised to come to him an howre after, w^{ch} according to her promise shee did, and then he offering to haue the vse of her body shee cryed vnto him and then he sayd *peace the boyes in the house will heare* and soe shee suffered him quietly & willingly [to m]ake vse of her body, and he [told] her, that it was nothing, feing that he purposed to marry her, and shee further sayth that he had the vse of her body diuers times after, and sayth alsoe that shee then loued him and did promise to marry him, but now shee cannot find in her heart to loue, neither will shee marry him. further this examine sayth that diuers times when shee was vnwilling to goe wth him, hee told her that if shee would not he would make her mother to beate her.

It is ordered that John Ewins for his offence in that he hath lewdly behaued himself towards Jane Hill and layne wth her diuers times, shall receive forty stripes wth a wippe here at James-Citty, and then be sent vpp to the plantation of Sherly-Hundred where he committed the falt & receiue forty stripes more before the officers & people of that place.

It is likewise ordered that Jane Hill for that shee hath often times committed fornication wth John Ewins shall vppon the next Sunday during the time of devine seruice stand [vp in] Church in a white sheete at James Citty, and [afterw]ards be sent [vpp to the plantation of Sherly-Hundred] and there [on the sab]ath day [do likewise]

12th of March 1626,

A COURT at James Citty the 12th of March 1626,
 present
 St George Yeardley Kn^t Gouvernor &c. Cap^t West: M^r Doctor Pott: Cap^t Smyth:
 M^r. Secretary.

At this Court James Chambers had leaue giuen him to remoue from the other side of the water & plant at Hogg Island with M^r. Chew.

Wheras Willm Baker Tenant & Jonas Raleley of James-Citty Iland planters haue absented themselues from performing their duaty of watching, and haue, contrary to An Order & p^rclamation in that case p^rvided, remoued them selues and stayed at Hogg Island for the space of nine dayes, *it is therevppon ordered* that the said Willm Baker and Jonas Raleley shall pay the fine in that case p^rvided by the said p^rclamation.

Leonard Pedocke sworne & examined sayth that about the seaventh of february being in y^e good shipp called the Saker at Matalina in the West Indyes there were diuers people of their Company about ten of the clocke in the morning on shoare flaine by y^e Indians, but towards the Eueninge, he sayth, there were twelue or fixtene of the said people remaineing alieue on shoare vnder a rocke, A[nd this] deponent further sayth that about three of the clocke in the afternone M^r. Douglas Master of their said shipp wieghed Ancor and came in wth the shoare as nere as he durst for comeing aground, being about the distance of muskett shott from the shoare or lesse, then p^rsently there were some appointed to play their shott towards the shoare to saue the people and others imployed about making of a raft, w^{ch} was finised & went towards the shoare about the shutting in of the Euening wth fise men vppon the same one of them haueing a gunne, and lines being tyed to the raft to hale it aboard when need required, but as soone as the raft came nere the shoare two of the fise forfooke the raft & lept into the water, and the other three cryed out vnto y^e shipp to hale aboard or else they were all lost, then the raft was haled aboard: Afterwards this deponent sayth that being come aboard, their Master called vp all the people both seamen & passengers, & sayd *what shall wee doe to saue our people on shoare*, & sayd he himself would hazard his life to saue them, wherevppon this deponent and all the rest of the Company answered the Master *wee dare not doe any thing more then we haue done our liues are as deere to vs as theirs*, and soe vtterly denyed their helpe vnto the Master. Afterwards about 9 of clocke [at] night the Master waighed Ancor & stood vpp the Bay fearing . . . the shoare, and the next morning the wind was soe strong ag^t them as they could not fetch the place as it seemed to this deponent, but their shipp was driuen to leeward, before the wind ceased, 6 leagues, and then it fell calme, and afterwards the Master steered away his course.

Thomas Gregory Purfer of the Saker sworne and examined sayth that being on the raft w^{ch} was sent on shoare to saue such of their people as remained alieue at Matalina, being, as he thinketh to y^e nom^b of 12 or fixtene, they came wthin two pikes length of the shoare and very nere the people, who saued them selues vnder a rocke frō the Ambuscade of the Indians ouer their heads & on both sides, then this deponent called to the people on shoare to come of vnto them and lay hold on the raft & they would saue them, the people denyed to doe it, sayeing that they durst not for feare of the Indians w^{ch} lay ouer their heads & on both sides, while they were in this p^rly the Indians discouered themselues and shott both at [those] on shoare & those vppon y^e raft, were[vppon] two of [the failors] quit[ted] the raft and jumped] into y^e sea & swum towards the shipp, then this deponent & the other two as were left seing themselues in danger cryed out to the shipp to hale them aboard, w^{ch} was p^rsently done, & further sayth as much for the rest as Leonard Pedocke before hath done.

John Neeles saylor, Henry Speed failor, Richard Carwithey failor, Willm Thrinne failor, sworne & examined say as much as Leonard Pedocke before hath done, And further say that the wind the next morning was soe stronge ag^t them that they could not possibly

gett

gett into the roade but were driuen fwe or fix leagues to Leeward, but then they had a calme and eafy variable gales for 24 howres after, foe at laft being out foe far to leeward and not hauing any wind to bring them into the harbor they ftered away their courfe.

Willm Douglas Marriner and *Thomas Gregory* fworne & examined fayth that the Inuentory by them brought now into the Court bearing date the firft of *March* 1626, of all fuch goods as any way belonged vnto Cap^t *Willm Holmes* at the time of his death, is a true & pfect Inuentory to their vtmoft knowledge.

John Southerne gent fworne & examined fayth that himfelfe *Randoll Smallwood*, *Thomas Crampe* & *Gabriel Holland* being choofen vmpyres & Arbitrators betweene *John Vpton* & *Caleb Page* concerning accounts in copartnerfhipp betwixt them, they the faid Arbitrators did fee both their accounts, and therevppon Arbitrated the matter as in a fcedule bearing date the xth of *february* laft appeareth, And further fayth that at that time there was noe other account nor any thing elfe mentioned that was not then fet downe. And that they corrected each others account before the arbitram^t made by them.

Randall Smallwood fworne & examined fayth as much as above fayd by the faid *John Southerne*.

John Headland Marriner and Mafter of the *Peter and John*, & *ffrancis Moyne* purfer fworne & examined fay, that they being at *Graues End* Mr. *George Sandys* haueing fhipped feauen feruants aboard, and payd for the paffage but of fix, and for the feauenth named *John Bloxfon* fayd if that Cap^t *John Preene* did not thinke good to accept of paim^t for his paffage in the Country of *Virginia*, that then faid Cap^t *Preene* might either turne the faid *John Bloxfon* afhoare or doe what he would wth him.

Wherevppon, it is ordered, that notwthftanding the Indentures of the faid *John Bloxfon*, bound vnto y^e abouenamed Mr. *Sandys*, that Cap^t *Preene* fhall difpofe of the faid *John Bloxfon*, and further the faid Cap^t *Preen* to make fatisfaction vnto Mr. *Sandys* his Atturney in this Country for fuch apparell as hath been deliuered vnto y^e faid *John Bloxfon* belonging vnto the faid Mr. *Sandys*.

Whereas Mr. *Richard Kingfmell* in the behalfe of Mr. *Abraham Perfey* hath made complaint that certaine damage hath been done vnto the faid *Abraham Perfey* in fome of his goods brought ouer in the *Peter and John*, the Court haueing had full debate & confideration in this matter doe not fee caufe that any recompense be made for the faid damadge but that it happened either by the leaking of the faid caske or badnes of the fame.

Peter Andrewes Marriner & *Robert Hutchinson* marriner fworne & examined concerning fome fighting betweene *Robert Cooke* & one *Tho: Lawley*, fay, that they neuer knew nor heard any thing concerning the fame, in the time that they were at fea.

Abraham Binfteed fworne & examined fayth that about three weekes or a month before their arriual in this Country in y^e good fhipp called the *plantation* being betweene the decks in his Cabin, he faw one *Robert Cooke* & one *Thomas Lawley* falling out & ranging where vppon the faid *Cooke* tooke the faid *Lawley* by the collar of his dublett before, and pushed the fayd *Lawley* foe that he brought him almoft vnto the decks of the fhipp that they ftood vppon, And this deponent farther fayth that the faid *Cooke* did not then beate the fayd *Lawley* either on the hea[d] or otherwife, nor did then fett his foot or his knee vppon the fayd *Lawley*, nor neuer heard the faid *Lawley* complaine of any hurt that he then receaued, And this deponent further fayth that the faid *Cooke* did not offer the faid *Lawley* any other violence or hurte at that time, but that they were then p^{fe}ntly p^{te}ted, And fayth that notwithstanding he this deponent lay in the Cabin oppofite ag^t the faid *Lawley* he neuer heard him complaine of any hurt that the faid *Cooke* had done, and neuer faw him fpitt blood.

There was a petition p^{fe}ferred by *Alexander George* ag^t the Company of the *Peter and John*, Now the Mafter Mate *Heugh Weston*, the Quarter Mafters & Coupers haueing taken their Corporall oathes that neither themfelues nor any other p^{fe}fon whatfoeuer on y^e fhipp to their knowledge did peirce or drawe any of that butt of wine for w^{ch} he required

required restitution in his sayd petition, & it appearing thereby & by other circumstances that it might casuallie leake out, the Court findes noe cause whereby to lay any damadge vppon y^e shipp or Company.

Vppon the petition of *Arthur Smyth* and there being p^{ro}duced in Court one bond of *Jffarrar fflinton* & the said *Arthurs* to deliuer two men seruants vnto *John Bainham* or his Assignes or to pay 500^l of Tobacco, & one other bond of the said *Jffarrars* made vnto the said *Arthur Smyth* to deliuer one seruant vnto the said *Arthur* or else to forfeite six score waight of Tobacco & fowre barrells of Corne, And one other Couenant made by the said *Jffarrar* vnto *John Snoade* to send the said *John* one Youth of 17 yeares or thereabouts or to pay in forfeiture 250^l of Tobacco. Now in consideration hereof and that *Jffarrar fflinton* is not here in this Country nor any other attourney to answere for him, the Court hath thought fitt that order be sent downe to Cap^t *Tucker* that soe much of the estate of the said *Jffarrar* remaineing in this Country, be deliuered into the possession, of the three forenamed creditors as will satisfy his said bonds & Couenants to them made p^{ro}vided that noe man, on the behalfe of the said *Jffarrar*, can shew any cause to the contrary for y^e p^{re}sent, or if the said *Jffarrar* or Attourney for him shall be in this Country w^{ithin} a twelue month and a day next ensueing the date hereof they the said three forenamed Creditors shall be lyable to answere vnto any suite or suites of the said *Jffarrar* or his Attourney concerning the said debts.

Oathes taken before S^r *George Yeardley* Knight &c & M^r *William Claybourne*
Secret &c the 16th day of March 1626

John Wayne sworne & examined sayth that about three weekes before their arrivall in this river in the ship called the *Plantacon* ther was a falling out betwene *Thomas Hitall* & *Thomas Lawley*, whervpon Rob^t *Cooke* interposed himself & towld the f^d *Lawley* he would not suffer him to abuse any of his mates, vpon w^{ch} they fell to words & the f^d *Cooke* tooke the f^d *Lawley* by the Coller & thrust him from him, & settled him vpon a Chest that was nere to him & soe this depo^{si}t forthwth p^{ro}ted them & saith that there was noe other blowes betwene them, nor did the f^d *Cooke* sett his foote or his knee vpon the f^d *Lawleys* brest or offered him any further violence whatsoeur, & further this depo^{si}t saith that he neu^r [never] saw the f^d *Lawley* at any tyme to spitt bloud nor eu^r heard him Complayne of any hurt that he had received by meanes of the f^d *Cooke*.

Christopher Cutler sworne & examined sayth & affirmeth in all poynts as *John Wayne* about^d.

Edward Garen aged 38 ye^{rs} sworne & examined sayth that about a moneth agoe in his goeing vp wth *Thomas Lawley* to his *Plantacon* stayed for the tyde one night at Cap^t *Martyns* the tyde being come he called for his people to come aboard & spyeing the f^d *Thomas Lawley* to be behind he demanded of him why he could not goe as fast as the rest the f^d *Lawley* answered while I was aboard the shipp called the *Plantacon* ther was one gaue me a blowe wth his elbowe one the brest w^{ch} hath made me eu^r since haue such a payne that yt greues me to goe & I can scarce fetch my breath soe they went into the boate & the next day after arived at home at *Sherly hundred*, & the where the f^d *Lawley* fell very sicke, & being not able of him self to come out his bed this depo^{si}t helping him the f^d *Lawley* sayd these words Oh lord master the blowe that Robin gaue me will surely be my deth, & then wthin one q^uter of an hower after he departed this life, this depo^{si}t sayth further that the f^d *Lawleys* brest after he was dead semed blacker then any other p^{ar}t of his body, this depo^{si}t sayth alsoe that he neu^r saw the f^d *Lawley* at any tyme to spitt bloud neither did eu^r heare him the f^d *Lawley* complain of spiting bloud.

John Humfrys aged 23 y^{rs} sworne & examined sayth, that about a fortnight before they m[ade] the Land in the ship the *Plantacon*, one Rob^t *Cooke* and *Thomas Lawley* squabled aboard the shipp & were redy to fall by the eares whervppon diu^{rs} [divers] caled to this depo^{si}t & willed him to come & p^{ro}t them, but before he came they were p^{ro}ted & ftod wrangling & squabbling together, & suddenly after being in goeing to bed
the

the f^d *Lawley* Complayned to this depoñt that his breſt was very fore & ſayd that *Robert Cooke* tripping vp his heeles fell vpon him wth his kne vpon his breſt & the next morning the f^d *Lawley* ſhewed this depoñt his breſt w^{ch} he ſayth was very black at that tyme & ſayth that that day the f^d *Lawley* did ſpitt bloud & diu^{rs} tymes after before he dyed in this depoñts fight, this depoñt ſayth that he willed the f^d *Lawley* the next day after he complayned to him, to tell their Maſter of yt but *Lawley* answered he would not trouble the M^r, he willed him to tell the Chirurgion of yt that he might haue ſome remedy for it but he answered, *I haue had alredy ſome thing of the Chirurgion for my ague, & he calls to me for a note vnder my hand for yt, & I am loth to put my M^r to any more charges, & I will take noe more of his medicines* this depoñt fourther ſaith that the f^d *Lawley* being very ſick at *Sherly* hundred often ſaid both to him & others that the blow w^{ch} he had aboard the ſhip would kill him.

26th of *March* 1627,

A COURT at *James Citty* the 26th of *March* 1627, being
ſent.

S^r *George Yeardley* Kn^t *Gouerno^r* &c. M^r. Docto^r *Pott* Cap^t *Smyth* M^r. *Claybourne*.

At this Court Cap^t *John Wilcoxes* made a request to haue 500 acres of land graunted vnto him on the *Eastern ſhoare* vppon the old plantation creeke, abutting on the Northeaſt vppon the land of *John Blower*; vnto w^{ch}, the Court hath condiscended in fauo^r to the ſaid Cap^t *Wilcoxes* & that he may not be vn furniſhed of ground to plant his ſeruants vppon, w^{ch} he hath now brought ouer in the good ſhipp called the *Plantation*, p^{ro}vided that the ſaid Cap^t *Wilcoxes* doe as ſoone as may be make prooffe that the ſaid five hundred acres ſhalbe due vnto him by the tranſportion of the ſaid ſeruants or ſome of them, or by any other way or means.

QUARTER COURT

the 3th of *Aprill* 1627,

A COURT at *James Citty* the 3th of *Aprill* 1627, being
ſent

S^r *George Yeardley* Kn^t *Gouerno^r* &c. Cap^t *West* Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes* M^r *Secretary* Cap^t *Tucker* M^r *ffarrar*.

It is ordered that M^r *Jonas Stockden* Miniſter & M^r. *ffrancis Chamberlaine* doe wthin fiftene dayes after y^e date hereof giue in ſecuritie vnto y^e *Gouerno^r* for the paiement of fiftene hundred fixtie and five pounds of principall marchantable Tobacco in leaſe ſtrip^t for the vſe of S^r *ffrancis Wyatt* Kn^t to be paid at or before the 20th day of *Nouember* next enfueing at the Stores at *James Citty* vppon the forfeiture of three thouſand one hundred and thirty waight of the like principall Tobacco.

At this Court was deliuered in the laſt will & Teſtam^t of *Thomas Dunthorne* deceaſed, and proued to be the true will of the ſaid *Tho: Dunthorne* by y^e oath of *Jonas Stockden* miniſter, and that the f^d *Thomas Dunthorne* was at the making thereof in p^{er}fect ſenſe and memorye.

At this Court M^r. *Harmar* deliuered vppon his oath vnto *Willm Hambey* an account of all the goodes and eſtate of the Lady *Dale* both of Cattle, Tobacco, corne, and of whatſoeuer hath remained in his Cuſtody ſince the time that he the ſaid M^r. *Harmar* receiued the ſame from M^r. *Henry Watkins*.

At this Court M^r. *George Keth* Miniſter did p^{ro}miſe at his going downe to *Kecaughtan* (vppon an affurance made vnto him from *Thomas Godby* for 200^l of Tobacco to be paid
the

the last of *October* next enfueing) to seale and deliuer vnto the said *Thomas Godby*, one bill of sale of one hundred acres of land, to him y^e said *Thomas Godby* and his heires and Assignes foreuer, being the diuident of the said *George Keth* & lyeing & abutting next vnto y^e Gleab-land at *Elizabeth Citty*.

It is ordered that *Leſt Giles Allington* shall haue a comiſſion of Adminiſtration vppon the whole Eſtate of *Caleb Page* deceased the 2th of *Aprill* laſt paſt and that he the said *Giles Allington* doe giue in ſecuritie to the Court to deliuer vp an Account and ſurrender the said eſtate when it ſhall be lawfully required. And *Robert Adams* of *Martins Hundred* hath offered to be bound wth the said *Giles Allington* for y^e ſame.

L^r Giles Allington ſworne and examined ſayth that *Caleb Page* on *Sunday* laſt the day before his death ſaid theſe wordes before diuers y^t where then preſent, *Neighbours beare witneſſe that I giue vnto my man Henry Hart two yeares of his time.*

Whereas by an Act made at the Quarter Court in *October* 1[laſt] there was a proclamation publiſhed to forbid any perſon of what qualitie ſoeuer to buy any Commodities aboard any ſhipp, vppon the penaltie of 500^l of Tobacco, and the ſaid Commodities or the valew of the ſame; it is at this Court thought good to mitigate the ſayd fine being too extreeme, and now further ordered that euery one y^t ſhall offend as aforeſaid in buying of any Commodities aboard any ſhipp, ſhall forfeite one hundred waight of Tobacco and the ſaid Commodities ſoe bought or the valew of the ſame as often as they ſhall ſoe offend.

It is ordered that *Michaell Wilcoxes* for buying 12^l of fuger aboard the *Charitie* doe forfeite one hundred waight of Tobacco and twelue pounds of Tobacco for the ſaid fuger, and 30^l of Tobacco for going aboard.

Whereas there remaineth one trunke of apparell & linnen belonging vnto *Cap^t Willm Holmes* deceased of w^{ch} there is noe man to take charge, the Court doth thinke fitt for the good of his widdow, that *Doct^r Pott* doe take the ſaid trunke wth the apparell & linnen into his cuſtody, and to make ſale thereof to the beſt preſt, and to deliuer vp an account of the ſame vnto any Atturney for y^e ſaid widdow.

Whereas notwthſtanding an Order of Court made in *October* laſt paſt there be many that haue neglected to proue the Wills & Teſtaments and bring in the Inuentories of perſons deceased, it is thought fitt and hereby ordered that *M^r. Willm Claybourne* Secretary doe in more eſpeciall manner take care and preſide that the like negligence be hereafter prevented; And further that *M^r. Claybourne* ſhall haue full power and authoritie to ſummon ſuch as doe offend in this caſe to appeare at the Court at *James Citty* before y^e *Gouernor* & Councell of State, there to anſwere vnto y^e ſame.

Whereas by ſome information now of late frō other Indians, we vnderſtand there is a purpoſe in theſe Indians or [our] Inimies to make a generall affault vppon all or plantations this Spring; it is ordered that notice be giuen by proclamation through the Colonie that according to a former proclamation publiſhed all dwelling houſes or plantations be ſtrongly palizadoed about and that all men doe carefully ſtand vppon their guard, keepe ſentinell vppon their workemen by day, and keepe good watch by night, ſhutting and makeing faſt the gates of their forts, not ſuffering any ſingle man to ſtragle abroad, wherby all daunger may be prevented.

It is ordered that *Willm Kempe* Yeoman ſhall not any farther moleſt or trouble *M^r George Keth* concerning his ſuite of 500^l waight of Tobacco, w^{ch} the ſaid *Willm* pretends to be wanting in the Eſtate of the Orphan *Sara Spence* deceased, vntill ſuch time as any ſuch Inuentory may be found whereby anything may be preſued that the ſaid 500^l waight of Tobacco is vnpaid by the ſaid *George Keth*.

At this Court there was leaue graunted that *M^r. Secretary* ſhould haue a Comiſſion to goe wth a boate & a ſufficient Company of men into the Bay And to diſcouer any riuers or Creekes wthin the Bay vp to the heads of the ſame and trade wth the Indians for Corne Skins or any other Commodities whatſoeuer.

4th of *Aprill* 1627,

A COURT at *James Citty* the 4th of *Aprill* 1627. being
 present
*S^r George Yeardley Kn^t &c. Cap^t West. Doct^r Pott. Cap^t Smyth. Cap^t Mathewes.
 M^r Secretarie Cap^t Tucker. M^r ffarrar.*

At this Court were reade all the examinations and depositions formerly taken concerning the report of some lewd behauior betweene Cap^t *Willm Epes* & M^{rs} *Alice Boife* lately to haue happened at *Martin Brandon*, all w^{ch} being duely waighed and debated on, the opinion of the Court is, that it is noe way proued or manifest by those depositions that Cap^t *Epes* and M^{rs} *Boife* haue offended the Law but that they are cleare and guiltlesse.

At this Court M^r. *Howe* deliuered vpp on his oath an account of the Estate of *Luke Aden*.

At this Court the Gouverno^r did testifie that p^{re}sently after the arriuall of the Tenants belonging to the Secretarie from *England*, himselfe did aduise M^r. *Pory* to send the said Tenants ouer the Bay & to plant there, w^{ch} accordingly he did, and soe made choise of the 500 acres of land belonging to his place afterwards when himselfe went ouer and seated the said Tenants vppon the same.

It is therefore ordered that there be 500 acres of land laid out, at the place Commonly called the Secretaryes land on the *Easterne Shoare*, and heretofore planted on by the Tenants belonging to the Secretaryes place, And that if it happen any people to haue [seated] themfelues wthin the bounds thereof, that they doe either compound wth the Secretary, or else deliuer vpp the land into his possession. *It is alsoe hereby p^{ro}vided* that if by this means the people shall forsake the place and the same bee left vnplanted that the Secretarye doe take some order to see the same againe repeopled & planted.

7th day of *May* 1627,

A COURT held at *James Citye* the 7th day of *May* 1627, being
 present
Sir George Yeardley Kn^t &c. Doct^r Pott & Cap^t. Roger Smith.

Whereas it appeareth vpon the compl^t of Ensigne *John Vty* (by the oaths of *John Day* & *ffrancis Banks*) that *Richard Bickley* hath resisted & opposed him, in his com^{ma}nd, in denyeing to take armes & discharge his publick dutye, the Court hath ordered that for this his offence he shalbe layed neck & heeles 12 howers, & at the Crophe by way of fyne shall pay 100^{li} of Tobacco.

It is ordered at this court that in regard *Roger Dilk* (by his owne confession) hath absented himself from his plantacon wthout the knowledge or leave of his com^{ma}nder, contrary to an order of Court) for the space of 8 dayes compleat, that he shall pay (according to that order of court, viz. 25^{li} of Tobacco for every 24 howers absence) the some of 200^{li} of Tobacco.

the 21 of *May* 1627

A COURT held the 21 of *May* 1627. being
 present
Sir Georg Yeardley Kn^t &c. D^r Pott: & Cap^t. Roger Smith.

At this Court was deliured in the last will & testament of *Thomas Grub* deceased, & prooued to be the true will of the said *Thomas Grub* by the testimonye upon oath of *Daniell Lacy*, & that the said *Thomas Grub* was in p^{er}fect sence & memorye at the sealing & deliur^ye hereof.

It

It is ordered upō complaint & informaçon made by Ensigne *John Vtye*, of the drunkennes & other mildemenor of *Roger Webster*, that for his fault he shall pay by way of fyne 20^{li} of Tobacco, & put in bond of 300^{li} Tobacco to keepe the good behaviour & to make his appearance at the next quarter court.

It is ordered, that wheras it appeares by a bill under the hand & seale of *Thomas Mahew* of five pounds sterling to be paid unto *John Orchard*, in comodities as they cost in England the first peny, bearing date the ninth day of May one thousand six hundred twenty fixe, that out of the goods of *Thomas Mahew* the said debt of five pounds shalbe p̄sently paid (in whose hands soever they remaine) unto the said *John Orchard*.

Vpon the petiçon of *Bridges ffreeman* & *James Sleight* this court doth give them free leave to remove themselves & their goods from *Martin Brandon* unto some place or plantaçon, where they may live more secured.

4th of June 1627

A COURTE held the 4th of June 1627 beinge
p̄sent

Sr George Yardley Knight Gouvernor and Cap^t generall &c Cap^t *ffrancis West*
Docter Pott Cap^t Smith

At this Courte *Thomas Hayle* aged 19 yeers beinge y^e sone of
See all the Symon Hayle of the p̄sh of S^t. Mary Sumerfett in london Porter was
Examinatione indicted and araignd vppon 4 severall indictments for the rape and
Vppon record ravishment of fower Mayden Children for w^{ch} his offence he was fownd
guilty by the Judge and had Judgment of death p̄nounced against him
accordinge to the lawe. The examinaçons and p̄cedings wherof remaine in record
at large

Also at this Courte *Charles Maxey* for an offence by him comitted vnto *Dorethie harris* the daughter of *John harris* aged seaven yeers or therabouts, as by the examinaçons of *Dorethie harris* mother to the said *Dorethie* and her self appeereth

Yt is at this Courte ordered y^t the said *Charles Maxey* for y^t his offence shall do execution vppon the bodye of *Thomas Hayle* now Condempned at this Courte, after w^{ch} executione To be whipt heere at *James Cyttie* And after that to be whipt at *Sherley hundred* where he comitted the offence (for example to others)

At this Court also *John Shelley* and *Nathaniell ffloyde* for stealinge away a maide servant from Cap^t *ffrancis West* were Censured to sitt two howers in the stocks and each of them to paye 200^{li} waight of Tobacco to be ymployd to publicke vses and to restore and deliver back the saide maide servant againe to Cap^t *West* wth all convenient speede, at their further p̄ill [peril], from wehenc they stole her away.

Yt is also ordered y^t wheras *Dorethie harris* y^e daughter of *John harris* hath formerly been Corected by her mother for y^t her fault and for y^t there appereth in her a signe of more grace and greife for her offence, y^t is ordered y^t her mother shall Corect her once more for fuch her fault.

And y^t *Ann Vsher* and *Avis Partin* shalbe openly whipped in the forte at *James Cyttie* for their offence, not excedinge fortie stripes.

Yt is ordered y^t Mr *William fferrar* shall take the examinaçons of the wiefe of *Robert Partin*, the wiefe of *John Collins* and her maide, and goodwief *Blackman* and y^t Mr *fferrar* send those examinations down to the governor and Councell to *James Cyttie* wth the first Conveniences

25th of *June*, 1627.

A COURT held the 25th of *June*, 1627,
 p[re]sent
 Sr George Yeardley Kn^t Gouverno^r &c. Cap^t Smyth. Mr Claybourne.

Wheras Cap^t. *John Martin* appeared at this Court to anfwere vnto y^e fuite of *Tho: Gates* in the sume of eight hundred waight of Tobacco being due by a bond vnder his hand bearing date the one & twentieth day of *Aprill* 1626: The w^{ch} bond was acknowledged by the said Cap^t *Martin* to be his owne deed and act vnder his owne hand, *It is ordered* that Mr *Richard Kingsmell*, Mr. *John Southerne* & *Randall Smallwood* shouost Marshall shall praise the goods & chattles of the said Cap^t *John Martin* vppon their oathes that foe paim^t may be made vnto y^e said *Thomas Gates* of the debt afore said.

Wheras *Wilm Barnes* & *Robert Paramore* did on *Thursfday* last behaue themselues very negligently on their watch, *it is therefore ordered* that they shall pay three dayes worke a peece in cutting downe & clearing of such shrubbs & low woodes as are before the towne in the feildes: And likewise that Goodman *Osborne* for the like offence doe giue on(e) dayes worke.

QUARTER COURT

the 2th day of *July* 1627.

JAMES CITY. A Quarter Court held the 2th day of *July* 1627. being
 p[re]sent
 Sr George Yeardley Kn^t Gouverno^r &c. Cap^t West. Mr *Perfey* Mr. Docto^r *Pott* Mr
 Secretary Cap^t *Smyth* Cap^t *Tucker* Cap^t *Mathewes* Mr *ffarrar*.

The 3th of *July* 1627

IT IS ORDERED that Cap^t *Martin* shall haue three dayes time to sell his goods w^{ch} are allready prised, that he may make satisfaction vnto *Tho: Gates* of the debt of 800^l of Tobacco w^{ch} he oweth vnto the said *Gates*, if not, that the said *Gates* be satisfied by y^e sayd goods as they are allready prised.

It is ordered that *Alice Thornbury* for her offence in fighting wth *Anne Snoade* & beating her, wherby iust suspition may be had, that shee did iniury a child in the wombe of y^e said *Anne Snoade* & caused abortion, shall receaue forty fstripes at the whipping post. And that both the said *Alice Thornbury* & *Anne Snoade* if they shall breake their good behauiour, shall be whipt three feueral times in three dayes together.

At this Court M^{rs} *Alice Procter* brought in the Inuenty of all the goods of her husband Mr *John Procter* deceased, & deliuered in the same vppon her oath, & desired a letter of Administation to [be] giuen vnto her, w^{ch} was accordingly graunted.

At this Court Cap^t *Mathewes* did testify on the behalfe of M^{rs} *Alice Procter* that *Derrick* the Dutch Carpenter did offer to make the one halfe of satisfaction for a wherry or small boate belonging to Mr *John Procter* deceased, being lost by one *Garret*—& the said *Derrick*, according to y^e rate that had before been offered to the said *John Procter* by others for y^e same.

At this Court there was order giuen that a letter of Administation should be graunted vnto Cap^t *Samuell Mathewes* vppon y^e Estate of *Robert Lapworth* who lately died intestate or w^{thout} any dispo fall of his Estate.

It is ordered that *Margaret Partin* the wife of *Robert Partin* of *Sherly Hundred* for concealing the offence of *Thomas Hayle* lately executed, & for because she reuealed not the same when it first came to her knowledge, but did earnestly w^{thstand} that it should any wayes be made knowne, shall be whippd & receaue fortye fstripes.

ffinis Curiae.

4th day

4th day of *July* 1627.

A COURT at *James Citty* the 4th day of *July* 1627. being
present.

Sr George Yeardley Kn^t Goerno^r &c. Cap^t *ffr: West*. M^r *Persey*. Docto^r *Pott*.
M^r *Claybourne*. Cap^t *Smyth*. Cap^t *Tucker*. Cap^t *Mathewes*, M^r *ffarrar*.

Bridges freeman & *James Slight* sworne & examined say that Cap^t *Martin* by worde of mouth, did lease vnto them some ground to plant at *Martin Brandon* & that they did couenant to pay him y^e rent of two Capons or two pullets & were to hold the same vntill *Christmas* next.

At this Court L^t *Giles Allington* deliuered in vpon his oath an Inuentorie of all the Estate of *Caleb Page* deceased.

At this Court was thought fitt that we should draw out $\varnothing$ tyes frō all our plantations & goe vpon the Indians & cutt downe their corne, and further that we should sett vpon them all in one day viz, the first of *August* next: The plantations of the *Necke of land* & the *Colledge* to goe vpon the *Tanx Powhatans*, both the *Sherley-Hundred*, *Jordaines Journey*, *Chaplaines Choise* & *Perseys Hundred* vpon the Townes of y^e *Weianoacks* & y^e *Appamatucks*, The Corporation of *James Citty* vpon y^e *Chicahominies* & the *Tappahannaes*, *Warwicke-River*, *Warosquoiacke* & *Newports-Newes*, vpon the plantation of the *Warosquoyacks*: *Elizabeth Citty* vpon y^e *Nansamungs* & *Chefapeiacks*. Corneaunders appointed for these seruices are these, viz, for *Tanx Powhatans* Lef^t *Tho: Osborne* in cheife, *Tho: Harris* seconde: ffor *Appamattucke* & y^e *Weianokes* Ensigne *Epes* & M^r *Pawlet* & to make choise of their seconds: ffor the *Chicahominies* Cap^t *Peirce* in cheife M^r *Harwood* seconde: ffor the *Tappahannaes* Cap^t *West* in cheife, M^r *Grindon* seconde ffor the *Warosquoyacks* Cap^t *Mathewes*. ffor the *Nansamungs*, L^t. *Tho: Purfury*. ffor the *Chefapeiacks*, Ensigne *Willoby*.

And further it is thought expedient that Lef^t *Peppet* doe goe in y^e good shipp called the *Virgin* into *Pamunky-Riuer* & to ride there to put the Indians in expectation of our comeing thither, whilst the aforefaid busines is in doing.

It is alsoe thought fitt that about the beginning of *October* next there be a sufficient number of men drawne out frō all the plantations of the Colony to goe to *Pamunky* or any other $\varnothing$ tes to take & spoile as much corne as they shall light on, & to doe what other hurt & damadge to the Indians that they may.

The 5th of *July*, 1627.

AT THIS Court M^{rs} *Jane Martiau* deliuered in an Inuentory of the Estate of Lef^t *Edward Bartley* deceased vpon her oath.

The 21th of *July* 1627.

JOHN PASSEMAN sworne & examined sayth that the will of *Hugh Hilton* dated the 3th day of *April* 1627, was the true will of the sayd *Hugh Hilton* and that he was in $\varnothing$ fect fence & memorie at the making & the deliuerie thereof.

13th of *August* 1627.

A COURT at *James Citty* the 13th of *August* 1627.
present.

Sr George Yeardley Kn^t Go: Cap^t *West* Docto^r *Pott* Cap^t *Mathewes* Cap^t *Smyth* M^r *Claybourne*:

Wheras *Alexander George* Marchant late deceased, did as it seemeth by a certaine will enclosed & sealed vp in a sheete of paper & left amongst his wrightings, appoint
M^r

Mr *Thomas Harwood* & Mr *Willm Perry* to be ouerfeers of his said will & to take his estate into their hands. *The Court herevppon hath thought fitt*, that accordingly the sayd *Thomas Harwood* & *Willm Perry* doe take charge of all the whole estate of the sayd *Alexander George* & doe giue in securitie to be accomptable for what they shall receaue.

Whereas *John Hayes* Marchant, deceased about the end of *May* last, wthout making any will or Testam^t, or any other way disposing of his estate soe as the same remaineth vncertaine & not directly disposed of to any, The Court considering that the said *John Hayes* wholly addrested himselfe & remained wth Cap^t *ffrancis West*, hath therevppon thought fitt to graunt the adminiftration of the said estate unto y^e said Cap^t *West*, requiring that he doe giue a sufficient bond to saue the Court harmles, & as soone as may be to bring in a p^{er}fect Inuentory of y^e same.

27th *August* 1627.

A COURT at *James Citty* 27th *August* 1627.
p^{re}sented
S^r *George Yeardley* Kn^t Go: &c. Docto^r *Pott*. Cap^t *Smyth*. M^r *Claybourne*.

It is ordered that *Robert Wright* shall haue 12 acres of land in the Iland of *James Citty* at y^e place called the *Labour in vaine*, & that he haue a Patent therof graunted vnto him as a p^{ar}t of his diuident due vnto him for his p^{er}sonal aduenture.

Whereas one *John Croodecke* Marriner was in *March* last past vnfortunately cast away in a bark about *Newports Neues* & dyeing intestate & haueing diuers debts of Tobacco dew vnto [him] wthin this Country, *The Court hath ordered* that *Randoll Smallwood* shall haue a Comission of Adminiftration vppon y^d sayd estate graunted vnto him, & to y^e [be] accountable for y^e same vnto the widdow of the said *John Croodecke* in *England* or to any other to whom it may belonge.

the 3th of *September* 1627,

JAMES CITTYY a Court the 3th of *September* 1627,
p^{re}sented
S^r *George Yeardley* Kn^t Gouverno^r &c. Docto^r *Pott*. M^r *Secretarie*.

Whereas *Philemon Powell* marchant deceased about the beginning of *July* last past, dying intestate wthout any disposall of his goods in certaintie & haueing diuers debts due vnto him, the Court hath thought fitt to graunt y^e Adminiftration of his estate vnto *Edward Sharples*, being the brother of one *John Sharples* in *England*, who aduentured the marchandise & wares that y^e said *Philemon Powell* brought ouer into the Country as is vppon good information very p^{ro}bably coniectured.

10th of *September*, 1627.

A COURT at *James City* the 10th of *September*, 1627.
p^{re}sented.
S^r *George Yeardley* kn^t Go: &c. Cap^t *West* Docto^r *Pott* Cap^t *Smyth* M^r *Secretarie*.

It is ordered that M^r Docto^r *Pott* shall haue the ground lyeing behind his house in *James Citty* together wth the swampe & fower acres on the other side of the same added & ioyned vnto his former Patent of 3 acres, w^{ch} in all amounteth vnto 12 acres, & to haue a patent for y^e same the totall being twelue acres, as p^{ar}t of his owne p^{er}sonall diuident.

It is likewise ordered that M^{rs} *Southey* shall haue a p^{ar}cell of ground graunted vnto his child *Henry Southey* the son of *Henry Southey* deceased who came ouer in y^e *Southampton* 1622, in the garden nere to *James Citty* adioyning vnto M^r *Bucks* house.

the 17th

the 17th of Septemb 1627.

A COURT at James City the 17th of Septemb 1627.

present.

S^r George Yeardley kn^t Go: &c. Docto^r Pott. Cap^t Smyth. M^r Secretary.

Edward Albourne of Sherley hundred s^{worne} & examined sayth, that about the three & twentieth of June last in the morning John Throgmorton being that morning nere vnto the woods [was] wounded and shott in y^e body by the Indians & afterwards brought into the house, being yet liueing & in p^{er}fect memorie, called for Henry Throgmorton his Cofen & tooke him by the hand & sayd Cozen I make you a freeman, & all that I haue is yours, but the halfe of the house & ground is Edward Albournes, and afterwards about halfe an hour, being desired to make his will more p^{er}fecter, he sayd, he gaue vnto y^e wife of Oliuer Jenkins the seruice of his Negar for a yere: And further he gaue vnto his two seruants William Edes & Thomas Stent two yeares a peece of their time, And to y^e old Cowper [Cooper] Richard Andrewes he gaue after this yeare all his p^{ar}t & share of the sayd Richard Andrewes his seruice. And this deponent can say noe more in this matter.

Ensigne ffancis Epes s^{worne} & examined sayth that being p^{re}sent wth the aboue named John Throgmorton a little before his death, he this deponent desiring him to fettle his estate & make a will he answered that for my estate I haue allreadie disposed of it vnto my kinsman Henrye Throgmorton.

Heruppon it is ordered that M^r Henry Throgmorton aboue sayd shall haue a Co^mission for the Administra^{ti}on on all the estate of the aboue sayd John Throgmorton graunted vnto him. And bring in an Inuentorie of all the sayd estate at the next quarter Court & then giue in bond to faue y^e Court harmeles.

The busines of Christopher Halls wife & W^m Harmms fighting beating & scolding.

Diuers examinations being taken and heard concerning the vnquiett life w^{ch} they the people of Archers Hope had through the scoldings railings & fallings out wth Amy the wife of Christopher Hall & other abominable contentions lyeing betweene them, to the dishon^{or} of God & the breach of the Kings peace, the Court hath theruppon ordered that the said Amy shalbe toughed [towed] round aboard the Margaret & John & ducked three times & further that Christopher Hall, John Vpton, Robert ffitt, & Willm Harmm & Amy the wife of the said Christopher Hall & Anne the wife of y^e said Robert ffitt shalbe all bound vnto their good behauiours & to appeare at y^e Quarter Court after Christmas.

The will of John Crannidge brought vnto y^e Court by Ser^t. Thomas Crumpe.

Elmer Phillips & George Saunders s^{worne} & examined doe testifye that the will of John Crannidge brought into y^e Court, was y^e will of y^e said John Crannidge & that he was in p^{er}fect fence & memory at y^e making thereof.

QUARTER COURT

8th of October 1627.

AT y^e Court were

present:

S^r George Yeardley Kn^t Go: &c. Cap^t ffr. West Docto^r Pott Cap^t Smyth, M^r Secretarie Cap^t Tucker.

It is ordered that Roger Marshall shall haue a lease graunted vnto him for the terme of ten yeares, of that p^{ar}cell of land now by him possessed in James Citty Iland containeing about eight acres & abutting betweene the lands of Mary Bailie & Thomas Passmore.

9th of

9th of October 1627

A COURT at James Citty the 9th of October 1627
present.

S^r George Yeardley kn^t Gouverno^r &c. Cap^t West Docto^r Pott Cap^t Smyth, M^r Persey M^r Secretary Cap^t. Tucker M^r ffarrar.

At this Court Willm^o Andrewes of Accawmacke made petition to haue one hundred acres of land graunted vnto him abutting vppon y^e land of Cap^t Wilcoxes at y^e old Plantation Creeke, the w^{ch} the Court hath condiscended vnto; p^ruided that he proue the said one hundred acres to be by some meanes dew vnto him.

Vppon the earnest request of George Graues, it is ordered that he shall haue a peece of ground in the Gouverno^rs garden behind his house there built, graunted vnto him.

At this Court M^r Henry Throgmorton deliuered in vppon his oath an Inuentory of y^e estate of John Throgmorton deceased.

the 10th of October, 1627,

A COURT at James Citty the 10th of October, 1627,
present.

S^r George Yeardley Kn^t Go: &c. Cap^t West Docto^r Pott Cap^t Smyth. M^r Persey. M^r Secretarie. Cap^t Tucker. M^r ffarrar.

Whereas there remaine certaine of y^e Duty boyes, whose first seauen yeares of seruice as apprentices expired in May last past, & were from that time to begin to serue other seauen yeares as Tenants too [to] halues; the Court hath ordered that the sayd boyes shall for the sayd time of seauen yeares as Tenants too halues serue S^r George Yeardley our now Gouverno^r, & that he haue the benefitt of their seruice, or to make composition wth them for the same as they shall agree wth him: And this the Court doth the rather order in regard that all the Tenants belonging to y^e place of Gouverno^r are now freed & noe meanes remaining for the maintenance of his place.

Vppon the request of the Gouverno^r to the Court in the behalfe of serⁱt [sergeant] Richard Popeley, it is ordered that fiftene hundred pounds waight of Tobacco be this yeare paid vnto him out of some of those fines that are now dew vnto y^e Publique, whereby the estate of y^e said Popely may be releiued & in some sort restored, he being a man that hath both heretofore & is still ready to doe good seruice to y^e Colony, And haueing for this yeare giuen his attendance vppon y^e Gouverno^r & being to continue in his imployments vntill the spring.

It is ordered that Robert Wright & Andrew Rawleigh shall haue a lease for ten yeares of that p^{ar}cell of land lately belonging vnto Thomas Grubb Joiner in James Citty Iland and by his will giuen vnto them.

At this Court were read & heard diuers examinations touching Willm^o Garret the seruant of M^r Abraham Persey, his lewd behauio^r wth Katheraine Lemon his fellow seruant, And the Court after full examination & debate vppon the matter, doe not find as yet sufficient prooffe to punish the said Willm^o Garret any farther then for that fault for w^{ch} he hath already been punished by M^r Persey.

11th of October 1627.

A COURT at James Citty the 11th of October 1627.
present.

S^r George Yeardley Kn^t Gouverno^r &c. Cap^t West. in pomeridino. Docto^r Pott. Cap^t Smyth. M^r. Persey M^r. Secretary Cap^t Tucker M^r. ffarrar.

Whereas there was a controuerfy p^rferred in Court betweene Beniamin Sims & Joan Meatherst

Meatherft his feruant by him brought ouer into this Country wth an intent to make her his wife, and for that vpon some dislike betweene them about the beginning of *May* laft paft, it was agreed that the fayd *Joan Meatherft* fhould ferue the fayd *Beniamin Sims* for the terme of two yeares then next enfueing as by the Testimonies of *Richard Brewfter* & *Steuens Barker* doth appeare, *The Court* hath ordered that the fayd *Joan* fhall p^rforme the fayd time of feruice for two yeares, fhee being put to ferue the fame vnto *Mr. John Gill*, & he to pay vnto y^e fayd *Beniamin* in confideration thereof one hundred waight of Tobacco, & to deliuer him one man feruant as foone as any fhall arriue here by any fhipping for the terme of three yeares.

It is ordered that *John Phillips* & *Joan White* for their offence in comitting fornication, whereby the fayd *Joan* hath had a bafard, fhall be whipped at y^e Poft at *James Citty* & receaue 40 ftripes a piece. And further that *Mr. Perfey* doe take fuch courfe as they may be feperated and not fuffered to come together.

Sufan Wilfon fworne & examined fayth that about two months after that *Steuens Tailor* had been put out to feruice vnto *Allen Kinefton* by M^{rs} Docto^r *Pott*, the fayd *Kinefton* brought home to the Docto^rs houfe the fayd *Tailor* being verie lame, And then M^{rs} *Pott* in her hufbands abfence tooke the fayd *Tailor* into her houfe vpon the fayd *Kineftons* intreaty, hee faying that he would pay whatfoeuer it would coft.

Steuens Tailor being examined fayth that he himfelfe being ficke & brought home to Docto^r *Potts* his houfe, by his mafter *Allen Kinefton*, hee heard y^e fayd *Kinefton* to fay *I pray take him in, & whatfoeuer cofts & charges he is at I will pay for it.*

The Court hauing taken into their confideration the danger w^{ch} might enfue to y^e Colony by thofe Indians of the *Carib* Ilands w^{ch} were lately brought into y^e Country by Cap^t *Sampfon*, & haueing admonifhed the said Cap^t *Sampfon* to confider wth himfelfe what p^rfitt he could make by the fayd Indians, & to deuife wth himfelfe foe to difpofe of them, as that they may p^rue noe difcomoditie to y^e Colonie, The fayd Cap^t *Sampfon* hath returned his anfwere to y^e Court that he knoweth noe way or means to difpofe of thofe Indians, but deliuereth them wholly vpp into our hands to difpofe of them as we fhall pleafe: The Court herevppon haueing had full & longe deliberation of this matter, & being likewise giuen to vnderftand by good information that the fayd Indians haue runn away & hid themfelues in the woods attempting to goe to y^e Indians of this Country as fome of them haue reuealed & confefhed, And for that they haue ftollen away diuers goods, & attempted to kill fome of our people as by good p^rbabilitye wee are informed, And for that efpecially they may hereafter be a means to ouerthrow the whole Colony, haue adiudged them to be p^rfently taken & hanged till they be dead.

It is ordered that *Izabell Perry* fhall haue a peece of ground graunted vnto her in the place called the *Gouerno^rs garden* to build an houfe vpon. p^rvided that fhee p^rcure an houfe to be built thereon wthin this two yeares.

12th of October 1627.

A COURT at *James Citty* the 12th of October 1627. being
p^rfent.

St George Yeardley Kn^t Go: &c. Cap^t *West*. Docto^r *Pott*. Cap^t *Smyth*. Cap^t *Mathewes*. M^r. *Perfey*. M^r. *Secretarie*. Cap^t *Tucker*. M^r. *ffarrar*.

The voidage of going to *Pamunky* was taken into confideration.

It was the opinion of the Court that Cap^t *Mathewes* fhould doe his beft indeauor to p^rcure a number of volunteers through the whole Colony, as may be fufficient to goe to *Pamunky* or vpon any other Indians our enimyes; And that after notice thereof by him giuen to y^e Court there fhall be a Comiffion graunted vnto him to authorize him for the p^rofequotion of that voidage

13th of

13th of October 1627;

A COURT at *James Citty* the 13th of *October* 1627; being
present.

Sr *George Yeardley* Kn^t *Gouverno^r* &c. Cap^t *West*. Docto^r *Pott*. Cap^t *Smyth*.
Cap^t *Mathewes*. Mr. *Perfey*. Mr. *Secretarie*. Cap^t. *Tucker*. Mr. *ffarrar*.

The Court being informed that diuers planters at *Accawmacke* doe intend at the *old plantation* Creeke and at *Magety-Bay* on that shoare to erect some new plantations & to seat themfelues in such sort as may be both inconuenient & dangerous, vppon full & large deliberation concerning the same, haue resolued in noe sort to permit such their planting, but rather to keepe them, as much as may be, seated closely together, & rather more especially to indeauor the full planting of y^e fforest then any other place.

At this Court Mr. *Abraham Perfey* put in a bond of one *Samuell Kennells* deceased in suite against *John Barnet* who hath married the wife & relicte of y^e said *Kennell*, And the Court hath adiudged the said *Barnet* shall pay the debt of the said bond viz the sume of three hundred pounds of Tobacco vnto Mr. *Perfey*, for that the wife of y^e said *Kennell* did wthout any Order by Court giuen Administer & put away all the estate of the said *Kennell*. And this is y^e opinion of y^e Court, notwithstanding that y^e said *Barnet* married her wthout any goods of y^e said *Kennells*.

the 15th of Octob: 1627

A COURT at *James Citty*. the 15th of *Octob:* 1627 being
present

Sr *George Yeardley* Kn^t *Gouverno^r* &c. And all y^e Councill.

Ensigne *George Thomson* sworne & examined sayth that in *May* 1626, being in a boate wth Mr. *Mayhew* & Cap^t *Nicolas Martiau* at *Kecoughtan* comeing from aboard a shipp, they fell in talke about y^e two Kings of *England* & *ffrance*, & Mr. *Mayhew* sayd that the King of *England* was King of *ffrance* & that the King in *ffrance* was but the *ffrence* [*French*] King & then Cap^t *Martiau* seemed to be very angry & sayd that if the *English*-King were King of *England*, then y^e *ffrench*-King was King of *ffrance*: and then y^e said Cap^t *Martiau* putting his hand to his brest said, *though I am here yet this sparke is in ffrence & will not here the King wronged*, wherevppon they y^e said Mr. *Mayhew* & y^e said Cap^t *Martiau* grew into such anger as this deponent did thinke they would haue fallen out: And this is all y^t this deponent can say

At this Court the sayd Cap^t *Martiau* tooke the oath of Supremacy vppon y^e holy Euangelists.

At this Court there was a controuerfie brought in betweene Cap^t *William Peirce* & Cap^t *Rob^t Gire*.

And the Question p^pounded to y^e Court was as followeth viz. Whither by a paire of Indentures bearing date the 25th day of *July* last past made betweene Cap^t *Peirce* & Cap^t *Gire*, the said Cap^t *Peirce* bee bound to deliuer vpp vnto y^e said Cap^t *Gire* an Inuentorie of his y^e said Cap^t *Peirce* his whole estate & to take his oath vppon y^e holy Euangelists that y^e said Inuentorie is p^{re}emptorily a full entire & p^{er}fect Inuentorie of all his whole Estate & goods whatsoeuer, wthout any mention that it is full & p^{er}fect as far as his knowledge and conscience. And y^e mai^{or} p^{ar}t of y^e Councill viz Cap^t *West*, Mr. Docto^r *Pott*, Cap^t *Mathewes*, Cap^t *Tucker*, & Mr. *ffarrar*, were of opinion that Cap^t *Peirce* should as aboue said p^{re}emptorily deliuer y^e said Inuentory vppon his oath, And on y^e other side the *Gouverno^r*, Cap^t *Smyth*, Mr. *Perfey*, & Mr. *Secretary* did iudge it sufficient if Cap^t *Peirce* deliuer the said Inuentory vppon his oath to be true & p^{er}fect to y^e vtmost of his knowledge: And y^e said Cap^t *Peirce* offered to doe y^e same, & that his wife & seruants should likewise take their oath.

After

After y^e aboueſaid iudgm^t & opinion of y^e Court deliuered the ſaid Cap^t *Peirce* & Cap^t *Gire* did agree in y^e pſence of y^e Court as followeth, *Viz*, That Cap^t *Mathewes* in y^e behalfe of Cap^t *Gire* & M^r *Perſey* in y^e behalfe of Cap^t *William Peirce* ſhall arbitrate & conclude the controuerſy now in queſtion betweene them, & Cap^t *William Tucker* to be Vmpire in the ſame: And y^e ſaid Cap^t *Peirce* & Cap^t *Gire* doe bind themſelues in this Court to ſtand to y^e arbitrament that ſhall be made by y^e ſaid Arbitrators & Vmpire, in the full ſume of fix thouſande pounds of lawfull mony of *England* to be paid by him w^{ch} ſhall reſuſe to ſtand to y^e arbitram^t vnto y^e other of them.

John Vpton ſworne & examined ſayth that about this time tweluemonthes M^r *Menefy* receiueing certaine ſiluer ſpoones from *Caleb Page* this deponents p^{tr}ner left fowre ounces of ſiluer & 5^s—6^d in y^e hands of y^e ſaid *Caleb Page*, And y^e ſaid M^r *Menefy* did often require the ſaid *Page* to worke it out, but this deponent ſayth y^t by reaſon of his ſicknes hee did not, & ſayth farther y^t M^r *Menefy* is yet vnſatisfyed for it. And this deponent further ſayth that in y^e time of their p^{tr}nerſhipp they receiued goods of *Menefy* betweene them of the w^{ch} the ſaid *Page* is to pay y^e one halfe w^{ch} is 13^l of Tobacco.

It is ordered that Lefen^t *Allington* Adminiſtrato^r to y^e ſaid *Caleb Page* ſhall pay to y^e ſaid M^r *Menefy* the ſaid fowre ounces of ſiluer & 5^s—6^d of mony, & the ſaid 13^l of Tobacco.

THE 14th day of *November* 1627: being the day after y^e buriall of S^r *George Yeardley* Kn^t late Gouverno^r, the reſt of the Councell met *viz*. Cap^t *Francis Weſt* Docto^r Pott Cap^t *Smyth* Cap^t *Mathewes* M^r *Perſey* M^r *Claybourne* Cap^t *Tucker* M^r *ffarrar*.

At this time by y^e opinions & voices of y^e Councell Cap^t: *Francis Weſt*, according to the Comiſſion of his Moſt excellent Mai^{tie} directed vnto vs for y^e ſame purpoſe was elected & choſen to be the pſent Gouvernor & Captaine Gennerall of this his Ma^{tie} Colony & Plantation of *Virginia* in as full & ample manner as by y^e ſaid Comiſſion and their election may be deriued vppon him.

[Written in a different hand in the lower left hand corner of this page is the following:] Begin in this Page to finiſh this Book

16th of *November* 1627

A COURT at *James Citty* the 16th of *November* 1627
[pſent]
Cap^t: *Francis Weſt* Eſq^r Gouverno^r &c. Docto^r Pott Cap^t *Smyth* Cap^t *Mathewes*
M^r *Perſey* M^r *Secretary* Cap^t *Tucker* M^r *ffarrar*

At this Court the Lady *Temperance Yeardley* came & did fully & abſolutely confirme as much as in her lay the ſale & conueyance made by her late huſband S^r *George Yeardley* Kn^t, late Gouverno^r deceaſed, vnto M^r *Abraham Perſey* Eſq^r for the lands of *fflower* [Dew] *Hundred* being one thouſand acres, & of *Weiano*[ke] on y^e oppoſite ſide of y^e water being 2200 hun[dred] acres, And y^e ſaid Lady *Temperance Yeardley* did then altogether abſolutely diſclaime . . . vnto y^e ſaid *Abraham Perſey* all the [right] intereſt & claime in all & euery . . . of y^e ſaid lands to herſelfe any . . . & appertaineing either by way Dow[er or] Thirds.

the 19th of *Novemb.* 1627.

A COURT at *James Citty* the 19th of *Novemb.* 1627.
pſent
Cap^t *Francis Weſt* Eſq^r Gouverno^r &c Docto^r Pott. Cap^t *Smyth*. M^r. *Secretary*.

John Southerne gent ſworne & examined ſayth that the eighteenth day of *October* laſt paſt one *Beniamin Browne* of *Lyme* in y^e County of *Dorſet* Marriner being ſickly of
Body

Body yet in perfect sense & memory, & telling this deponent that he wanted meanes to releiue him self, did make a bargaine & Couenant wth *Valentine Oldis* Marchant in manner & forme following, viz that for & in consideration of y^e sume of twenty pounds of lawfull mony of *England* to be paid by y^e said *Valentine Oldis* vnto him wthin fowretene dayes next after y^e Arriual of y^e good shipp called y^e . . . at y^e Port of *London*, whereof is Captaine *Arthur Guy* [?] for y^e voadge, he did bargaine & sell & make over vnto y^e said M^r *Oldis* all & singuler such profits gaires & benefitt whatsoeuer as shall any wayes belonge vnto him y^e said *Browne* for his part & share, for his seruice in y^e said voadge: And did further Couenant & agree that if it should please god to take him the said *Browne* out of this life before [the ar]rivall of y^e said shipp at y^e Port of *London* . . . was y^t the said *Valentine Oldis* in . . . & friendship he had receaued at [his hands shou]ld alsoe receaue the said 20 pounds . . .

[24th of December 1627]

UNTO ²⁰ M^{rs} *Pott*, being speaking of a bote) and [if] it please God, as soone as I am well I will goe to worke for you: And Mistris *Pott* sayd againe I will helpe you to what timber I can & you shall haue your diet here. And this deponent further sayth that hee heard M^{rs} *Pott* say that it should be such a boate as M^r. *Sharples* his boate was.

It is ordered that the aboue sayd *Willm Bennet* shall build & make such a boate, as *Edward Sharples* his boate is for Docto^r *Pott*, & to go aboute the building thereof very speedily, And to be prouided of all timber & such other things as are necessary therevnto.

Richard Cocke Purser of the shipp the *Thomas & John* sayth that in the beginning of their voadge their shipp riding in *Catt Water*, there did fowre of M^r *Sharples* his men runne away, then this deponent goeing on shoare told M^r *Moore* of it, & sayd if you will not supple & prouide men againe, I will: then M^r. *Moore* sayd that he would doe, And afterwards M^r. *Moore* shipped fise men aboard, And did neuer speak vnto this deponent, whither they should be vppon his owne, or on M^r. *Sharples* his Acco.

Cap^t *John Hudlestone* Sworne & examined sayth that he knew noe other, but that those fise men were shipped vppon M^r *Sharples* his Account & not vppon M^r *Moore*s, And that he would not haue receaued them into y^e shipp for any other.

John Woolrich gent sworne & examined sayth that M^r *Moore* told him that he was but to shipp ten men aboard the shipp.

At this Court *Willm Perry* gent deliuered in vppon his oath the Inuentory of *francis Weekes* his estate.

14th of January 1627

being present,

CAP^t *FRANCIS WEST* Esq^r Gouverno^r &c. Docto^r *Pott*. Cap^t *Smyth*. M^r *Secretary*.
Thomas Sawyer arrested at y^e suite of *Edward Sharples* Marchant for 210^l of Tobacco wth allowance of 10^l [100 ?]¹¹. And further at y^e suite of M^r *Gill* for 479^l Tobacco.

Jonas Reily & Andrew Reily arrested at M^r *Gills* suite for 330^l Tobacco.

Robert Wright arrested at y^e suite of *Robert Marshall* for 1200^l Tobacco.

Robert Marshall arrested at y^e suite of *Gabriell Holland* for 900^l Tobacco.

Edward Wigg arrested at y^e suite of *Edward Sharples* for 100^l of Tobacco.

George Vnwin arrested at y^e suite of *Edward Wigg* for 230^l Tobacco.

Steven Barker & Waffell Webling arrested at y^e suite of *Edward Sharples* for 440^l Tobacco.

George ffryor arrested at y^e suite of *George Saunders* for 120^l Tobacco, to appeare on Monday next, & M^r Docto^r his fuerty.

²⁰ This paragraph begins a page of the original record. The preceeding page has been lost.

Willm Baker arrested at y^e fuite of y^e Lady *Yeadley* for 300^l Tobacco.

Willm Harman, John Vpton Robert ffitt & Amy Hall had their bonds of their good behauior canceled.

At this Court M^r *Thomas Harwood* shewed that hee was much scanted for want of ground to plant at y^e *Necke of land*, And the Ouerseers & Guardians refused to let him any more, Where vppon the Court gaue leaue vnto him to remoue from thence & to plant elsewhere.

It is ordered that Cap^t. *ffellgate* shall forfeit forty waight of Tobacco for that he did not this day appeare at y^e Court, being warned by y^e p^{ro}uost Marshall.

21th of January 1627.

A COURT at James Citty the 21th of January 1627.

p^{re}sent

Cap^t *ffrancis West* Esq^r Gouverno^r &c. Cap^t *Smyth* M^r Secretary.

Richard Alford Committed prisoner at y^e fuite of M^r *Gill* for 500 [weight of] Tobacco.

Whereas it is credibly reported that Cap^t *John Wilcoxes* is lately passed away in goinge ouer the Bay & his estate left vnsetled by that means & being diuerfly ingaged vnto *Edward Waters* gent & others, the Court hath herevppon ordered that a Comission of Administration shalbe graunted vnto y^e said *Edward Waters* vppon y^e said Cap^t *Wilcoxes* his estate.

Obediens Robins of *Accawmacke* Chirurgion sworne & examined sayth that about October last past he heard Cap^t *Wilcoxes* agree wth *Walter Scot* that he y^e said *Walter* should haue 3 shares in y^e *Croppe*, And this deponent further sayth that at y^e same time Cap^t *Wilcoxes* p^{ro}fered the said *Walter Scot* 600^l of Tobacco for his ouerseeing of y^e men in y^e *Croppe* besides y^e shares, but y^e said *Walter* refused the same.

At this Court *Richard Richards* & *Rich: Dolphenby* came & did freely & fully surrender & giue vpp all their right tittle & interest in one hundred acres of land belonging & graunted by Patent vnto *ffrancis Chapman* planter & scituate nere vnto *Paces-Paines* vnto *Izabella* the wife of *Willm Perry* of the same place gent & to hir heires & assignes for euer

John Cooke Committed to prison at y^e fuite of *Lewis Baily*, for [space left here in the original]

Willm Mills aged 21 yeares or thereabouts borne at *Purton* in *Wiltshire* examined sayth that at diuers times before *Christmas* last past he this examine stolne from his Maister *Edward Grindon* at dieurs times some Tobacco out of one of his tobacco houses & from y^e piles of Tobacco as much as himselfe could carry away vnder his arme, & further hee sayth that about S^t *Johns* or S^t *Steuens day* a little before Sun rising he this examine pulled downe three boards being on the side of one of y^e Tobacco houses & nailed at one end, & haueing slipped them downe went in & stole a way his capp full of currants, & carried them vnto *John Tios* his house, & gaue them vnto him, his wife being by, And this examine further sayth that on *Newe Yeeres day* in y^e morning this examine as before went into y^e store againe & stole from thence more currants & brought them away in his cloath w^{ch} the sayd *John Tios* & *Jane* his wife & *Thomas Hall* (who all were priuy to y^e stealing of the currants) gaue vnto him this examine to bringe them in, And this examine at the same time alsoe stole 6 p^{re} of shoes & one shirte: And this examine further sayth on *Sunday* in the Morning being y^e 14th day of this p^{re}sent Month, he this examine went into the store againe and tooke from thence some Currants in a bagg w^{ch} *Thomas Hall* gaue him some fuger in a shirte sleaue w^{ch} the said *Jane* y^e wife of *John Tios* had giuen him. And this examine further sayth that *John Tios* did bid him this examine take heed that he was not feene & specially take heed that one *Rich: Littlefere* should not see him for he was a very Knaue

the 28th

the 28th of *January* 1627.

A COURT at *James Citty* the 28th of *January* 1627. being
 present
 Cap^t *francis West* Esq^r *Gouerno^r* &c. Cap^t *Smyth* M^r *Secretary*.

There was a controuersey in Court betweene *Henry Catelyne* Marchant & *Robert Eedes* Chirurgion of y^e *Hopewell* and they did voluntarily agree betweene themselues that *Rich: Ruffell* Maister of y^e said shipp the . . . of the said Chirurgion should pay vnto y^e said *Henry Catelyne* six pounds of lawfull mony of *England* for the passage of a maide whom the said Chirurgion hath married since her arriuall in this Country.

Thomas Ironmonger arrested at the suite of *Bridget Bunn* Widow for 215^l of Tobacco or to appeare 12th of *february*.

John Dauys of *James Citty* planter arrested at the suite of *John Bottom* for five barrels of eares of Corne, & to appeare on y^e 4th of *february*.

Serj^t *John Harris* of *Sherly-Hundred* arrested at y^e suite of *Thomas Ironmonger* for 160^l of Tobacco to appeare at y^e Quarter Court

At this Court M^r *Richard Kingsmell* was arrested at y^e suite of M^r *Richard Steuens* for 9^l of Tobacco who acknowledged the debt but refused to take his oath that he had euer paid the same but the debt remained vncrossed in the booke of M^r *Steuens* his seruant, wherevppon the Court hath ordered that he should make paim^t of y^e same vnto y^e said M^r *Kingsmell*

QUARTER COURT

5th of *february* 1627,

AT *James Citty* the 5th of *february* 1627,
 present
 Cap^t *francis West* Esq^r *Gouerno^r* &c. Doctor *Pott* Cap^t *Smyth*. Cap^t *Mathewes*.
 M^r *Claybourne* Cap^t *Tucker* M^r *ffarrar*.

Whereas *Simon Turgis* made petition to the Court that hee might haue satisfaction giuen vnto him by *Michell Marshatt* Marchant for two seruants w^{ch} the said *Simon Turgis* his brother in *England* agreed wth the said *Michael Marshatt* should be transported hither to *Virginia* & paid for their two passages twelue pounds of lawfull mony & to bring them ouer in the shipp the *Trueloue* of *London*. And for that the said two men did runne away before they were shipped, the w^{ch} thing was alsoe knowne vnto y^e brother of the said *Simon Turgis* before the departure of y^e said shipp out of the riuer of *Thames*, & the said *Michaell Marshatt* gaue his bill of exchange vnto the said *Simon Turgis* his brother that in regard the said two men were runne away, he should be paid againe the mony that way received for their passages. Now the Court thinketh it to be very reasonable that the said M^r *Marshatt*, according to his owne offer at this time, should giue good security vnto the said *Simon Turgis* to deliuer or cause to be deliuered vnto him y^e said *Simon*, the next yeare before the end of *January* next ensueing, or presently vppon the arriuall of such shippes wherein they may conueintly be sent ouer, three men seruants, if it shall soe happen that the said mony be not repaid in *England* by vertue of y^e bill of Exchange aforesaid, Or that otherwise the said *Michaell Marshatt* doe not vppon his arriuall pay the said mony himselfe & the vse due vppon y^e same.

Whereas there hath been a Controuerfy depending in Court betweene *Edward Sharples* Marchant & *John Moore* Gent concerning five men w^{ch} were shipped aboard the shipp the *Thomas & John* of *London*, the Court hath ordered (after full examination of all the Cause & the passages thereof as by the oathes taken at y^e Court y^e 24th of *December* 1627 may more plainly appeare) that the said men seruants shall be deliuered
 vnto

vnto the said *Edward Sharpeles* & to serue him vppon such conditions as the said *Mr Moore* hath indented or agreed wth them. The mens names are as followeth viz *John de ffrizes, Thomas Powell, Ralfe Cannion, John Claus, & Robert Burde.*

At this Court *Richard Steuens* Marchant deliuered vpp the inuenty of the estate of *Henry Jacob* Minifter who deceased about fve yeares since, the Comiffion of Administration vppon y^e said estate haueing been formerly graunted vnto the said *Richard Steuens* by *Sr ffrancis Wyatt* late Gouverno^r of this Colony. And the said *Richard Steuens* did testify & p^{te}st vppon his oath taken on the holy Euangels that the said Inuenty by him now deliuered into the Court is a full true & p^{te}fecte Inuenty of all the goods & chattles of the said *Henry Jacob* vnto the vtmost of his knowledge.

This must be put to the next Court day.²¹

W. Claybourne

At this Court was p^oduced the will & testament of *Sir George Yeardley* Knight late governo^r of *Virginia*, & was proaved to be his will by the oathes of *Mr Williã Clayborne* secretar^y & *M^{rs} Susan Hall*, & that they were then p^{se}nt when he read, signed, & sealed the same: & further the said *Willm Clayborne* saith that the said *Sir George Yeardley* defyred him to wryte the Codicill w^{ch} is annexed to the said will, & that he was wittnes to the same: & further sayth that the said *Sr George Yeardley* was in p^{te}fect sence & memory at the makeing of the said will & codicill.

At this Court *John Gunnery* of *Elizabeth Citty* Planter p^{re}ferred a petition ag^t *John Jackson & Richard Kingsmell*, complaining ag^t them, that whereas they had receiued from the Petitioner eighty three pounds of Tobacco, due vnto one *Humphrey Barret* Marriner, by virtue of a letter of Atturⁿy by him made vnto them about the 15th day of *January* 1624, & that by their letters into *England* vnto one . . . *Clarke* . . . they have denied . . . great p^{re}udice in *England*. Now the said *John Jackson & Richard Kingsmell* being sent for vnto the Court haue freely acknowledged that they haue receiued the said Tobacco from the said *John Gunnery* about the 15th day of *January* aforesaid, & doe at this time fully & absolutely discharge him from the same. And this the Court hath thought good to testify on the behalfe of the said *John Gunnery* at his earnest request & desire

the 6th of ffebruary, 1627:

A COURT at *James Citty* the 6th of ffebruary, 1627:

p^{se}nt

Cap^t *ffrancis West* Esq^r Gouverno^r &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
M^r Secretary Cap^t *Tucker* M^r *ffarrar*

Whereas, at a Court holden the 12th day of *October* 1626, it was ordered
See records that Docto^r *Pott* should p^{re}cure out of *England* either from *Sr ffrancis Wyatt*
fol: 90. or M^r *George Sandys* before the last day of *October* last past a certificate
vnder their hands & seales to testify that either the one or the other of them
deliuered the kyne w^{ch} where then in the possession of the said Docto^r *Pott*, vnto him, as
belonging vnto his place of Physitian; now at this Court M^r Docto^r *Pott* p^{re}duced two
certificates vnder the hands & seales of the said *Sr ffrancis Wyatt* & M^r *George Sandys*
the teno^r & effect of w^{ch} was to certify that the said M^r *Sandys* at his departure out of
this Country left the said kyne wth the said Docto^r *Pott* knoweing them to be noe more
then was his due, further the said *Sr ffrancis Wyatt* doth testify that y^e said Docto^r *Pott*
tooke the sole charge & possession of y^e kyne, by order & consent of the said M^r *Sandys*,
hee being then Gouverno^r And tooke a note vnder y^e said Docto^r *Pott* his hand for
makeing good & deliury of fve kyne, (there being then onely these remaining alive)
vpon his death or surrender of his place, as conceiuing the s^d kyne in equity & reason
belonging vnto his place.

And

²¹ This sentence seems to have been merely a memorandum written on the record by Mr. Claiborne, secretary of the colony, and at that time acting also as clerk of the court.

And herevppon the maior *¶* of the Court hath thought fitt, according vnto y^e faid certificates to order that the faid three Cowes doe continue in the poffeffion of the faid Docto^r *Pott*, conceaueing the fame to be due vnto him by his place of Phyfitian, according to a Contract made betweene him & the Company in *England*. And doe further thinke it appertaineing vnto y^e faid Docto^r *Pott* vppon his death or furrender of his place that hee fhould made good fowre Cowes, being fufficiently giuen to vnderftand that one of the faid fiue kyne dyed in the former time in this Ifland on plaine ground, before fuch time as he had receiued them in that kind.

Richard Littlefere aged 30 yeares & borne in the Bifhoppricke of *Durrham* fworne & examined fayth that about 2 of the clocke in the night on the 14th of *January* laft paft hee this examine lyeing in his bed heard one walk about the houfes in the ffort at *Grindalls Hill*, & confidering that it was noe time of the night for any one to be abroad, & about halfe an howre after he this examine lifted vpp himfelfe in his bed & looked out of the window, & faw one *Willm Mills* comeing out at an hole in the wall of y^e ftore fome boards being down at one end; then this examine called to his Mate *John Danfy* who lay wth him, and fayd *there is one comeing out of the ftore, fhall wee take him*, & the fayd *John Danfy* answered *noe*, then this deponent fayd *if you will not meddle wth him, I will not* And this examine further fayth that he then faw the fayd *Willm Mills* after he was come out to fet downe his cappe vppon y^e ground & after-wards putt vpp the boards wth his hands into their places againe. And this examine did not fee the fayd *Willm Mills* to bringe out any thinge elfe wth him out of the ftore, And this is all that this examine can fay.

John Danfy, aged 25 yeares bourne in the City of *Worcefter* fworne & examined fayth that about two of the clocke in the night time on the 14th of *January* laft paft he this examine being a fleepe in his bed at *Grindons Hill* one *Rich: Littlefere* being in bed wth him iogged this examine & calling vppon him faid *looke yonder looke yonder*, then this deponent fayd *why what is there*, & the fayd *Littlefere* answered *there is Mills comeing out of the ftore*. And foe this examine layd himfelfe downe againe to fleepe. And this examine further fayth that about three dayes after he this examine goeing vnto the houfe of *John Tios & Thomas Hall* wth M^r *Grindon* to ferch for ftolne goods The fayd M^r *Grindon* asked the faid *Thomas Hall* for the fhoes & other things that his man had brought vnto him, & then the fayd *Thomas Hall* p^{re}ſently went vnto his Cheft deliuered the faid M^r *Grindon* feauen paire of fhoes & one fhirt & faid there was all that he had. And this is all that this examine can fay.

Edward Grindon gent fworne & examined fayth that on *Sonday* night the 14th day of *January* laft paft this deponents wife told him that *Richard Littlefere* his feruant did the laft night fee *Willm Mills* one other of his feruants Comeing out of the ftore, then this examine ſpoke vnto one of his men to goe & naile vp boards, & the next day this deponent came ouer vnto y^e Towne, & on the *Tewſday* after he this examine tooke the faid *Willm Mills* & examined him concerning y^e fame: And then y^e fayd *Willm Mills* confeſſed that he had ftollen out of the ftore twice ſome currants & once ſome fuger & fix paire of fhoes & one fhirte; then this examine p^{re}ſently went downe vnto the houfe of *John Tios & Thomas Hall*, & asked the fayd *Thomas Hall* where were the fhoes & other things that his man *Willm Mills* had brought thither, & the fayd *Tho: Hall* answered there was halfe a dozen paire of fhoes & fayd that y^e faid *Mills* told him that he had been at *Chapoaks-Creeke*, And this Examine asked if there was not a fhirte & the fayd *Thomas Hall* answered *yes*, & foe p^{re}ſently brought out a courſe fhirte, And foe this examine went home againe: Afterwards that Examine haueing a Warrant to ferch for fuch goods as he had had ftolne from him, & goeing againe to the houfe of the faid *John Tios & Thomas Hall* to ferch he this examine went vpp in to the loft & found a bagg of fowle cloathes, & in the faid Bagg there was two other ſmall Baggs, the one haueing about fix pounds of currants, & the other about 3 pounds of fuger, & then *Jane* the wife of the fayd *John Tios* told this examine that they had bought the fuger of a *ffrenchman* aboard the *James*, & the currants of M^r *Edmunde Doggatt* p^{re}ſently after this
ſaid

aid *John Tios* came home, & this deponent asked him, what currants & fuger thofe were hat he had in the houfe, & the fayd *Tios* answered, if there were any there, they were not his for he knew of none: Then this examine went vpp againe & brought downe the laid currants & fuger & gaue them vnto *Edward Temple* to keepe: And afterwards this deponent made ferch in the chefts of the fayd *John Tios*, but could find none of his owne goods therein

7th of february 1627

A COURT at *James Citty* the 7th of february 1627

present

Cap^t: *francis West* Elq^r *Gouerno^r* &c. Docto^r *Pott* Cap^t *Smyth* M^r *Secretary*.
Cap^t *Tucker*. M^r *farrar*.

Peter Clingeon aged 26 yeares borne in the Parish of *S^t Oliues* in *Southwarke* neare *London* sworne & examined sayth that about the sixteenth day of *January*, he being at the house of M^r *Edward Grindon*, heard *Willm Mills* confesse that he had carryed a certaine quantity of fugar & Currants vnto the house of *John Tyos*, & likewise six paire of shoes & one shirt & further sayth that y^e said *Willm Mills* did say that he was bound to curfe them that had enticed him to it, & this is all that this examine can say.

John Tyos aged 26 yeares borne at *Lowe Layden* in *Effex* confesseth as followeth, viz, that *Willm Mills* in the *Chriftmas* holydayes laft did bring into this examines house two hens, whom this examine asked where he had them, *Willm Mills* answered, that he bredd vpp three henns & a capon of his owne, whereof his Miftris had killed one w^{ch} caufed him to kill the other two & brought them vnto this examines house, faying that there was noe keeping of henns at his Masters house, for my Miftris will kill them all, & further this examine confesseth that the two henns were drefsed & eaten at his house: And about fome 4 dayes after this examine confesseth that the said *Willm Mills* did bring into his house, one blacke capon, w^{ch} was likewise drefsed & eaten at his house: further this examine sayth that the fayd *Willm Mills* & others did play at his house at cards for henns, at w^{ch} time the fayd *Willm Mills* did loofe two henns w^{ch} were wthin 3 or 4 dayes after brought to this examines house & drefsed & eaten there, And further this examine sayth that the said *Willm Mills* offered to fell vnto him six paire of shoes w^{ch} he refused, in regard he had not ready Tobacco to pay for them, Wherevppon *Thomas Hall* did buy the fayd shoes, And alsoe this examine confesseth, that there was a Cell of Tobacco brought into the fayd *Hall* his house but how or when it was brought he knoweth not, & this is all that this examine confesseth.

Jane the wife of *John Tyos* aged about 22 yeares borne at *Wombarne* in *Staffordshire*, examined confesseth that the aforefaid *Willm Mills* did at feuerall times bring poultry into her house but knoweth not how many, w^{ch} were there drefsed & eaten; & further shee confesseth that the said *Willm Mills* did bring a certaine quantity of fugar & Currants in a bagg vnto her house, when *Edward Allen*, *John Edwards*, & *Tho: Hall* & others of M^r *Grindons* feruants were there present, foe this examine & her husband, did then goe to church & did leaue the rest there. further this examine confesseth that the said *Mills* did bring once or twife certaine Currants in his pckett w^{ch} he did eate & giue away, shee further sayth that there was one shirte & shoes in her house, but how & by what meanes they came she knoweth not.

Tho: Hall aged about 26 yeares borne at *Wifbige* in *Cambridgshire* examined, sayeth that *Willm Mills* did at feuerall times bring certaine poultry vnto the house of *John Tios* w^{ch} were there eaten, but how many there was he knoweth not; further this Examine confesseth that *Jane* the wife of *John Tios* did bring a napkin unto him and willed him to fowe it & make a bagg of it to carry currants w^{ch} shee told this examine the said *Mills* had bought of M^r *Grindon* his Master This Examine further confesseth that he

bought

bought seauen paire of shoes of the said *Mills* for 2^l & ½ of Tobacco a paire, & that the said *Mills* told him he had the shoes at *Chapookes Creeke* Allso he sayth he bought a shirte for 6^l of Tobacco, & this is all that this examine confesseth.

At the Court was brought in *Willm Mills* seruant vnto M^r *Edward Grindon* of *Grindons Hill* who haueing been examined concerning the stealing of certaine Tobacco shoes Currants & suger from his said Master, his examination was read: The Gouverno^r demaunded if there were any inditem^t p^rferred ag^t him by any one, And the p^rouost Marshal openly made p^rclamation of the same, And none being found the Court thought fitt to adiuge him for his fault to be wipped at the cartes taile from y^e Towne vnto y^e Gallowes & backe againe.

At this time allfoe was brought in *John Tios*, & *Jane* his wife & *Thomas Hall*, who appeareth vnto y^e Court to be accessories vnto y^e theft of the said *Willm Mills*, And there being noe inditem^t brought in or p^rferred ag^t any of them: the Court hath adiudged that the said *John Tios* shall receaue 40 stripes at the wipping post, & the sayd *Thomas Hall* to receaue in like sort 40 strippes more: And the Court doth discharge & free the said *Jane Tios* it being most p^rbable that she was drawne therevnto by the will & power of her husband, & in expectation of her amendm^t of her life hereafter.

Vppon the request of *Rich: Steuens* Marchant the Court hath thought good to take the oath of *Randall Smallwood* p^rouost Marshal concerning the praying of the goods of *Henry Jacob* Minister deceased.

Randall Smallwood p^rouost Marshal sworne & examined sayth that about fise yeares since, hee this examine being appointed by S^r *ffrancis Wyatt* then gouernor to appraise the goods of *Henry Jacob* Minister deceased, together wth M^r *Bucke* then Minister of *James Citty* he this examine & the said M^r *Bucke* did praise all the goods of what kind foeuer they could by any means find out, And sayth that he well remembreth that they did then praise the same at 3^s the pound in Tobacco, as the custome vsually then was in all appraisments: And this deponent farther sayeth that there was an Inuentory of the same deliuered vnto the Gouverno^r S^r *ffrancis Wyatt*, and that both he this deponent & the said *Richard Bucke* did sett their hands vnto the same.

The Court taking the aforesaid businesse of the estate of *Henry Jacob* Minister deceased into their consideration, And finding that there hath formerly been a Comission of Administration vppon the said estate graunted vnto *Rich: Steuens* Marchant, by S^r *ffrancis Wyatt* Kn^t then Gouverno^r, and a bond of good securitie to saue the Court harmlesse therein taken from the said *Richard Steuens*, that foe if afterwards it might appeare to whom the said Estate did iustly belonge, the same might be deliuered vnto them by the said *Richard Steuens*: Now whereas *Sara* the widdow of the said *Henry Jacob* hath by her letter of Atturny & some other letters now p^rduced in Court, made meanes to know at what price & rate the goods of the said estate were praised the Court hath thought good on the behalfe of y^e said *Richard Steuens* by these p^rsents to testify that then it was the vsuall custome to praise all dead mens estates at 3^s the pound in Tobacco: And whereas the Court doth not p^rceiue by the aforesaid letters of Atturny or y^e other letters that the said *Sara* widdow of y^e said *Henry Jacob*, doth at all purpose to haue the estate of her husband sent home in any shippes at this time rideing in this riuer, it is thought fitt that the said *Rich: Steuens* shall giue in a new bond wth good securitye, that hereafter the said estate may be deliuered vnto those to whom it shall appeare lawfull[y] to belonge or appertaine: And whereas the said Estate was prayed as aforesaid at 3^s p^r pound of Tobacco & there vppon the whole estate, as appeareth by the Inuentory deliuered into the Court vppon the oath of y^e said *Richard Steuens* amounteth vnto 223^l—07^s—04^d W^{ch} the said *Richard Steuens* is by the opinion of the Court, all charges deducted, to pay in Tobacco at 3^s the pound.

8th february

8th *February* 1627A COURT at James Citty 8th *February* 1627.

psent

Cap^t *Francis West* Esq^r *Gouerno^r &c.* Docto^r *Pott*. Cap^t *Smyth* Cap^t *Mathewes*
M^r *Secretary*. Cap^t *Tucker*. M^r *ffarrar*.

At this Court the Estate of M^r *Daniell Lacey* deceased was taken into consideration, & his papers & bookes of accounts brought into the Court wherevpon, for the better disposing & ordering of the estate & that such debts as are oweing vnto any p^{ersons} may be payd, *it is ordered* that A Com^{mission} of Administration vpon the same be graunted vnto *John Southerne* gent, *Tho: Mayhew* Marchant & *Anthony Warren*, And y^e they doe continually from time to time bring in the Accounts of the said Estate into the Court, & to p^{ro}ceed therein as iustly & impartially on all p^{ar}ts as may be.

John Dauys imprisoned at the suite of *John Bottom* for 3 barrells of eares

8th *February* 1627.A COURT at James Citty 8th *February* 1627.

psent

Cap^t *Francis West* Esq^r *Gouerno^r &c.* Docto^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker* M^r *ffarrar*.

At this Court was brought in the Will & Testam^t of M^r *Abraham Persey* Esq^r deceased about the 16th of *January* last past And *Greauill Pooley* Minister being the sole witnes therevnto, he did vpon his oath on the holy Euangelists depose that himselfe was psent when the said *Abraham Persey* both signed sealed & deliuered the same as his Will & Testam^t

It is ordered that Cap^t *Thomas Grayes* shall haue a Com^{mission} to Com^{ma}und the Plantation of *Accawmacke*.

It is ordered that a warrant be sent to *Accawmacke* that the Com^{ma}under make enquiry of *Robert Browne* & *Samuell Woolues* or any others, what p^{erson} or p^{ersons} they be, that haue sold any glasse bottles to Indians.

It is ordered that *George ffawdon*, *Thomas Sawyer* & *Waffell Weblin*, shall haue leaue to goe & liue at *Warosquoyacke*

It is ordered that whereas *John Giles* did in the last Som^{er} in *July* at the Court at *Elizabeth Citty* take his oath that his time of seruice wth his Master *Nicolas Roe*, was expired, & whereas the contrary appeareth by the oath of *Thomas Weston* Marchant, The Court vpon the petition of the said *Nicolas Roe* hath ordered that the said *John Giles* shall serue his Master 6 monthes time, about two monthes of the same being for damadges w^{ch} the said *Nicolas Roe* hath sustained in y^e suite.

At this Court *Elizabeth fellgate* the wife of *Tobias fellgate* Mariner, Administratrix of all the goods debts & chattles of Cap^t *Ralfe Hamo^r* deceased (haueing formerly according to Order deliuered vpon her oath an inuentory of all the estate of the said Cap^t *Ralfe Hamo^r*) did at this time psent vnto the Court vpon her oath like wife a p^{er}fect & true account of the same: And the said *Elizabeth fellgate*, intending shortly to goe for *England* did there vpon desire to haue her bond now lyeing in the Court, w^{ch} was formerly taken for the said Administration by the then *Gouerno^r & Councell*, deliuered againe into her owne hands, & to be freed from the said Administration, W^{ch} the Court accordingly condiscended vnto. And did further vpon consideration therein, & for the paim^t of such debts as remaine yet vnpaid, comitte the remainder of the said estate into y^e hands of M^r *George Menefy* Marchant: And did further order that the said *George Menefy* should giue security into y^e Court for the same that hereafter it might be paid to such Credito^{rs} & others to whom it shall appeare to be due

9th *February*

9th February 1627.

A COURT at James Citty 9th February 1627.

Present.

Cap^t Francis West Esq^r Gouverno^r &c. Docto^r Pott Cap^t Mathewes M^r Claybourne
Cap^t Tucker.

At this Court was brought in the will & Testam^t of *John Hinsley* Mariner deceased & p^{ro}ved by the oath of *Willm Webster* Marchant that it was the will of y^e said *John Hinsley* that he was in p^{er}fect sense & memory at the makeing thereof & further that the deponent was p^{re}sent at y^e signing sealing & deliuey thereof.

At this Court *Justinian Cowper* brought in the Inuentory of one *Thomas Greene* late of *Warosquoyacke* deceased, & deliuered vpp the same vppon his oath to be a full & p^{er}fect Inuentory of the said *Thomas Greene* his estate. And the Court ordered that the said *Justinian Cowper* should haue a Com^{is}sion of Administ^{ra}cion vppon the same graunted vnto him.

There was a Controuerfy in Court betweene *Willm Vincent* of the vpper Necke of land Planter & *John Dodds* of the same place planter, And it was agreed betweene them, that the said *Willm Vincent* should haue halfe the land & the greater P^{ar}t of y^e lower Roome of y^e house Southward, w^{ch} did lately belonge vnto *Josuah Chard*: And further that the next yeare the said *Willm Vincent* should take it all into his possession, & pay the said *John Dodds*, for the building & clearing as much as by the Arbitrament of 4 discreet and honest men should be adiudged.

It is ordered that M^r *Willm Harwood* shall make satisfaction vnto *John Danys* for y^e clearing of the ground belonging vnto *Richard Staples* & *Walter danys* deceased lyeing at *Martin Hundred* according as the said M^r *Harwood* hath formerly payd vnto M^r *John Boise* & others, And it appeareth to the Court to be very reasonable that the said *John Danys* shall receiue for the same 400^l of Tobacco.

Willm Harman surrendred & putt ouer all his title & right in the lease of one hundred acres of land at *Archers Hope*, belonging vnto him & *Christopher Hall* deceased, vnto *Robert fitt* & *David Mansfeild* & to their executo^{rs} & assignes

Richard Crauen gent sworne & examined deposeth & sayth, that this day in the morning, he this examinee being at *Archers-Hope*, at the house of *Willm Harman*, saw *Amy Hall* Widdow come running from the house of the said *Willm Harman* wth a rope in her hand into her owne house, & hurled in the rope into the dore of her house, And the said *Willm Harman* came running after her, & and when he saw that shee had hurled away the rope, he the said *Harman* stroake her wth his fist vppon the breast & another blow also wth his fist vppon the forehead & then pulled of her headgere & hurled her downe ouer y^e threshold of the dore, whenas *Theodore Moyles* came & P^{ro}ted them, & soe hee & the said *Harman* fell together by the eares.

Rog^r Webster of hogg Iland Planter sworne & examined affirmeth as much as the said *Richard Crauen* hath done.

At this Court *Temperance Lady Yeardley*, did, (according to y^e will of her late husband *S^r George Yeardley Kn^t* viz he hauing willed that the Plantation of one thousand acres of land at *Stanley* in *Warwicke-River*, should be sold & made into Tobacco for the vse of her & her children) acknowledged the said Plantation of one thousand acres to be by herselfe by vertue of the said Will, for good considerations & a valewble some of seauen thousand waight of Tobacco, sold & wholly made ouer vnto Leften^t *Thomas flint* & to his heires & assignes for euer, the land being due vnto y^e said *S^r George Yeardley* by the transportation of twenty P^{er}sons, who came ouer into this Country in the shipp the *Temperance* 1621, viz *Maximilian Stone* & *Elizabeth* his wife, *George Whitehand*, *Tho: Hufon*, *Tho: Man*, *Tho: Harris*, *Tho: Powes*, *W^m Chelmedge*, *John Wray*, *Philiph Smith*, *Rich Gregory*, *John Moyer*, *Peter Mason*, *Henry Rowen*, *Nathaniell Thomas*, *W^m Brooke*, *John Phillips*, *John Brasford*, *John Penny* & *George Deurill*.—See y^e records of Passingers.

At

At this Court *Temperance Lady Yeardley* deliuered vpp those guiftes w^{ch} haue formerly been fent out of *England* & giuen to y^e vfe of y^e Colledge viz.

- 1 One Comunion filuer guilt cupp, & two little chalices in a cloath of gold couer.
- 2 One Crimfon veluet carpet wth a gold & filke fring
- 3 One white damaske Comunion cloath wth buttons
- 4 flower diuinity bookes wth brasse boffes.

More for the vfe of *Southampton Hundred* church guien by M^{rs} *Mary Robinson*
[O]ne Comunion filuer guilt cupp, & two little chalices in a blacke lether couer.

- 2 One yellow & blew cheiny Damaske carpet wth a filke fring.
- 3 One white damaske Comunion cloath.
- 4 One furpliffe.

At this Court likewise *Temperance Lady Yeardley* deliuered vpp vnto y^e Gouvern^r Seauen Cowes & fiue yonge heifers, w^{ch} belonge vnto y^e Gouverno^rs place, & were left here by S^r *Francis Wyatt* lately Gouverno^r there being noe more to be deliuered vpp againe then were receaued

the 11th february 1627

A COURT at *James Citty* the 11th february 1627
present

Cap^t *Francis West* Esq^r Gouverno^r Docto^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker*.

Whereas the *Lady Yeardley* requested the Court that some good order might be taken concerning the estate of *Southampton Hundred*, it is thought fitt by this Court that manadging of that businesse be refered more particularly vnto M^r *Secretary*, & doe order that he doe wth the first conueniency present to y^e Court a perfect list of all the Cattle & such other profits & rents of lands & houses as are belonging to them either in *hogg Iland* or elsewhere & doe require that the same be quarterly done & recorded: And further that there be a letter written concerning y^e same vnto y^e Company of *Southampton Hundred*.

the 12th february 1627

A COURT at *James Citty* the 12th february 1627
present

Cap^t *Francis West* Esq^r Gouverno^r &c. Docto^r *Pott* Cap^t *Mathewes* M^r *Secretary*
Cap^t *Tucker*.

The L^{ds} letters concerning M^r *George Sandys* being read, it was ordered that we should writte vnto their Hon^{rs}, & more especially & particularly informe their L^{pps} of the proceedings therein.

It was ordered that there should be a proclamation published ag^t marrying w^{thout} licenses vnder y^e Gouverno^rs hand, or being three times asked in the Church.

Likewise that there should be a proclamation for the makeing of good Tobacco, to leaue few leaues on a stalke, to p^{ro}uide store of houseroome, & to Comaund the planting of great store of corne & the weeding of the same.

It was ordered that a Comission of Adminiftration on the estate of *Henry Gainy* late of *Elizabeth Citty* deceased, should be graunted vnto *Augustine Leake* of the same place gent.

It is ordered that *Thomas de lamaio^r* shall allow vnto *James Parker* forty waight of Tobacco for a man Seruant, w^{ch} he the said *Parker* brought ouer in the shipp y^e *Guift* for the said *De lamaio^r*, the said seruant dyeing soone after his arriuall in the custody of y^e said *De lamaio^r*, And all accounts cleared & euen betwixt them.

27th of

27th of *February* 1627,

A COURT at *James Citty* the 27th of *February* 1627,
 present
 Cap^t *Francis West* Esq^r *Gouernor* &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 M^r *Secretary* Cap^t *Tucker*.

The Letter from his most Excellent Ma^{tie} being read at this Court, concerning diuers Particulars about our Tobacco & about some other speciall Staple Commodities to be raised as Iron, Pitch & tarr, salt &c. & diuers other Instructions from S^r *Robert Heath* his Ma^{ties} Atturney Generall, All w^{ch} being taken into serious consideration, it was ordered & appointed that the shippes w^{ch} are now ready to depart, should delieuer in the Inuoyces of their Laden of Tobacco before they goe, & to giue in securitie that they land the same at y^e Port of *London*: And that y^e shippes may not be stayed longer then is necessary, it was thought fitt that their should be a letter written vnto y^e Atturney Generall to aduertise him that y^e letter from y^e King came not to our sight vntill it was to late to obserue those Instructions w^{ch} concerne Tob[acco] and Particularly: But that [according] vnto his Ma^{ties} Comaund, are resolved that there shall be a Generall Assembly called & summoned to be here at *James Citty* vpon y^e tenth of *March* to consult & aduise concerning the seuerall Parts & points of his Ma^{ties} letter, soe that by Cap^t *Preen* or some other shippes, w^{ch} as yet are not ready, wee intend touching euery Particular to answere to the same.

The 4th *March* 1627depositions taken by M^r *Secretary* by the appointm^t of y^e *Gouernor*.

Willm Southery Chirurghion sworne & examined concerning the will & Testament of *Samuell Gilpin*, deceased, on the sea in the shipp y^e *Samuell* in her voiage hitherward, sayth that he this deponent was present, when the said *Samuell Gilpin* set his marke vnto y^e said Will & sealed the same, & did deliuer it as his Will & Testam^t & further sayth that he was in perfect sence & memory at y^e making thereof, but because of a shaking he had in his hand he did not writte his name therevnto.

Thomas Gregory sworne & examined concerning y^e Will & Testam^t of *Samuell Gilpin* deceased on the sea in the shipp the *Samuell* in her voiage hitherward as afore sayd, sayth that he this examinee was present when the said *Samuell Gilpin* signed sealed & deliuered the same as his Will & Testam^t.

Willm Southere Chirurghion sworne & examined sayth he was present when *Marmion Leake* deceased signed sealed & deliuered the Will that is now produced, as his Testam^t at [and] that he the said *Marmion* was in perfect sence at y^e making thereof.

Robert Eyre gent sworne & examined concerning y^e Will of *Marmion Leake*, sayth as much as *Willm Southere* hath done.

Ex^t *W. Claybourne*24th *March* 1628 [1627]

A COURT at *James Citty* the 24th *March* 1628 [1627]
 present
 Cap^t *Francis West* Esq^r *Gouernor* &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 M^r *Secretary* Cap^t *Tucker* M^r *farrar*.

At this Court M^{rs} *Alice Pearle* sworne & examined sayth that y^e Inuentory now produced in Court is a full true & perfect Inuentory of y^e whole estate of her late husband *Lodowicke Pearle* deceased.

At this Court *Francis Persey* Widdow sworne & examined sayth, that y^e Inuentory by her now produced is a full true & perfect Inuentory of y^e whole estate of her late husband *Abraham Persey* Esq^r deceased.

M^r

Mr *Douglas* Captaine of y^e *Catt* acknowledged that one hhd of facke sent by Mr *Jennings* vnto St *George Yeardley* deceased, was by him spent in his voiadge hitherward for the reliefe of sicke people. *Therevppon Court hath ordered* that y^e said *Douglas* shall make fatisfaction for the said hhd of facke vnto y^e Lady *Yeardley*.

28th *March* 1628

A COURT at *James Citty* the 28th *March* 1628
 present
 Cap^t *ffrancis West* Esq^r *Gouerno^r* &c Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 Mr *Secretary* Cap^t *Tucker*

At this Court in a controuerfy between Mr *John Gill* Marchant & *John Jaxson*, it was agreed that the said *Jaxson* should pay vnto y^e said *John Gill* the next yeare one hundred waight of Tobacco, being for one gunsmyth w^{ch} the said *Gill* deliuered about this time tweluemonth

the 29th of *March* 1628

A COURT at *James Citty* the 29th of *March* 1628,
 present
 Cap^t *ffrancis West* Esq^r *Gouerno^r* &c. Docto^r *Pott* Cap^t *Smyth* Cap^t *Mathewes*
 Cap^t *Tucker* Mr *ffarrar*.

Richard Bennet aged 20 yeares sworne & examined sayth that Cap^t *Preen* or his Assignes receaued fatisfaction of Mr *Edward Bennet* for the passage of two men in y^e *Hopewell* 1623 to be deliuered in *Virginia*.

ffrancis Chamberlaine by his petition made to the board had leaue graunted to plant at *Accawmacke*.

ffrancis Moynes purfer of the shipp y^e *Samuell* sworne & examined sayth that one *Thomas Day*, was shipped aboard y^e *Indeauo^r* vppon Mr *Capps* his account, & that he together wth the purfer of y^e *Indeauo^r* went to demaund passadge for him of Mr *Capps*, w^{ch} he refused to pay, affirming that Cap^t *Bullocke* did giue him his passage for his labor at sea, he being a Seaman; but Cap^t *Stone* & Cap^t *Preen* would not allowe of it, And further sayth that y^e said Cap^t *Stone* did detaine y^e said Cap^t *Thomas Day* at St *Christophers* contrary to *Capps* his mind.

Thomas Thorowgood sworne & examined sayth that being sent by his kinfman *Adam Thorowgood* to question Mr *Capps* for calling him rogue & theefe, & sayeing that he hath receaued theefe stollen goods, & that he would haue him & his mate burned & marked in y^e shoulder: To w^{ch} Mr *Capps* answered *I sayd it & I will doe it if y^e law will giue me leaue*.

Steuen Reeds aged 21 yeares sworne & examined sayth that before the aforefaid *Thomas Thorowgood* came to question Mr *Capps*, he heard him call Mr *Adam Thorowgood* theefe & rogue, & allfoe heard him anfwere the said *Tho: Thorowgood* in y^e fame words aboue mentioned.

Wherevppon the Court Ordered that Mr *Capps* should acknowledge openly in Court that he had done Mr *Thorowgood* wronge & that he was sorry for it, w^{ch} he did accordingly.

the 31th

the 31th March 162[8]A COURT at James Cittie the 31th March 162[8]

present

Cap^t. *ffrancis West* Esq^r Docto^r *Pott* Cap^t *Mathewes* M^r *Claybourne* Cap^t. *Tucker*

At this time M^r *Edward Bennet* made petition to the Court to enter a suite² of 400^l *Sterling* ag^t the estate of Cap^t *Ralfe Hamor* deceased, Wherevppon it was graunted that 4000^l of Tobacco belonging to y^e said estate & remaineing in the hands of M^r *George Menefy* Marchant, by Order of this Court, should now againe by warrant be attached & stayed, foe that the said M^r *Bennet* may bringe in his proofes of the said debt, Guided that hee doe it before the 25th of March 1629.

At the same time it was in like manner ordered concerning a debt of 10^l *sterling* at the suite of Cap^t *Tucker* in the behalfe of *Morris Thomson*.

At the same time M^r *Edward Bennet* obtained an attachm^t in like manner as afore-said of one Thowland waight of Tobacco remaineing in the hands of M^r *George Menefy* & belonging vnto the estate of *George Harrison* deceased, & now vnto his brother *James Harrison* of London his execto^r, in p^t of the debt of two hundred pounds *sterling*

Whereas it appeareth to the Court by one noate vnder the hand of Cap^t *John Preen* bearing date the 16th of *October* 1623, that he receaued of M^r *Richard Bennet* deceased—11^l—12^s—00, for y^e passage of two men to be brought to *Virginia* in the *Hopewell*, & whereas it was proued that the said men were neuer deliuered, but the one put on shoare in the *Downes* & the other left at *Plymouth* & that notwthstanding there hath noe satisfaction been made for the same hithertoo, The Court hath ordered (in regard the said Cap^t *Preen* hath refused to appeare to answere p^{son}ally, & for that nothing appeareth to the contrary in this cause) that the said Cap^t *Preen* shall now deliuer vnto M^r *Edward Bennet* two men seruants wth one suite of apparell conuenient for each of them or 600^l of Tobacco for them & two hundred waight of Tobacco more for damadge & losse in the forbearance for foe longe time.

Whereas there were certaine goods belonging vnto M^r *Edward Bennet* laden aboard y^e *Indeauo^r* & afterwards put aboard the *Samuell* to be brought hither, & for that it doth appeare to the Court that two barrells of raifons . . . of y^e said goods were very ill conditioned at the landing here, & that the heads of the caske were open in the hold, and 360^l of the said raifons spoiled, The Court hath Ordered that Cap^t *Preen* being p^t owner of the said shipp the *Indeauo^r*, & haueing receaued the freight f[or] the said goods in *England*, & pstest that himselfe had onely to doe for both the said shipp & the *Samuell*, & by taking the goods out of the *Indeauo^r* into y^e *Samuell* was y^e cause why shee altered her voiage, w^{ch} otherwise must necessarilly haue p^{ceeded} to come hither shall make satisfaction for the spoile of the said goods & pay vnto M^r *Edward Bennet* two hundred waight of Tobacco, and y^e rather because by their stay in y^e *West Indies* the market for the same was lost in great p^t.

It is ordered that M^r *Menefy* shall pay vnto M^r *Sweet* as being Adminiftrator vnto *Thomas Hebb* deceased one hundred & fifty waight of Tobacco, out of the estate of Cap^t *Ralfe Hamo^r* w^{ch} remains in his hands.

Whereas it appeareth to the Court that *Edward Hurd* of London Ironmonger did Lade certaine goods aboard the *Samuell* at the beginning of her voiage & paid y^e freight but afterwards 5 hhds of the same were put aboard y^e *Indeauo^r* of London & carryed into y^e *West Indies*, w^{ch} shipp there chaunging her voadge & goeing for *England* & the goods put aboard the *Samuell* & brought to *Virginia*: Now three hhds of meale are found to be wanting w^{ch} should haue been deliuered to *Thomas Harwood* gent. And therefore the Court takeing the same into consideration hath ordered that Cap^t *Preen* being p^t Owner & for diuers other considerations knowne to the Court shall deliuer vnto y^e said M^r *Harwood* three hhds of meale, or else 240^l of Tobacco, & whereas it is alledged to y^e Court that Cap^t *Stone* hath detained the said three hhds of meale in y^e *West Indies*, and for that Cap^t *Preen* hath goods in his hands belonging vnto Cap^t *Stone*, it is thought

good

good that the said Cap^t *Preen* shall detaine soe much of y^e same goods in his hands as may make him satisfaction if it appeare that Cap^t *Stone* detained the said meale Or to recouer the same vppon those who haue been faulty therein.

It is Ordered that Willm Ellet shalbe free from y^e seruice of *Jonas Stockdon* Minister vnto whom he hath wrongfully been bound for that y^e contrary appeareth by his Indenture that is come out of *England*.

the 9th April 1628,

A COURT at *James Citty* the 9th April 1628,
[present]
Cap^t *francis West* Esq^r *Gouerno^r* &c Doct^r *Pott* Cap^t *Smyth* M^r *Claybourne*.

Whereas by an Order of this Court the 31th March 1628, it was ordered that Cap^t *Preen* should deliuer vnto M^r *Edward Bennet*, two men seruants wth one suite of apparell conuenient for each of them or 600^l of Tobacco being for two Seruants w^{ch} the said Cap^t *Preen* should haue brought ouer in the *Hopewell* fower yeares since, & further to pay two hundred waight of Tobacco more for damadge that y^e said M^r *Bennet* hath sustained by y^e want of those men, Now y^e said Cap^t *Preen* appearing at the Court personally, & answering vnto the complaints of y^e said *Edw: Bennet*, alledged that he was noe way tyed to deliuer the men here though he receaued the mony of their passage because there might fall out many casualtyes to cutt of their landing in *Virginia*, w^{ch} he could not be thought guilty of nor answerable for, And as concerning y^e putting one of them on shoare in y^e *Downes*, the said Cap^t *Preen* sayth that he can sufficiently proue, both [by] the oath of y^e Chirurgion *Richard Wake* & others, that the said man named *Rich: Coxe* was diseased and vnfit to goe to sea wthout great danger of his life; And for the other man left behind at *Plymouth* named *Robert Waldron*, he sayth & hath now affirmed vppon his oath at this time taken, that y^e said *Robert Waldron* (appearing to be a gentleman like man & marchant) M^r *Bennet* intreating that he should be kindly vsed did neuer giue any order, to his knowledge, that he should be restrained from goinge ashoare. Wherevppon y^e Court hath thought fitt & ordered, that, notwithstanding y^e former order, the said Cap^t *Preen* shall put in good securitye that there shalbe two men seruants, wth one suite of apparell for each of them shipped aboard some shipp bound for this Country before the feast of S^t *Thomas* y^e Apostle next comeing, to serue y^e said M^r *Bennet* for y^e terme of fve yeares, the said Cap^t *Preen* paying for their passages: And for y^e damadge & losse happening in this manner vnto y^e said M^r *Bennet*, it is further ordered that the said Cap^t *Preen* shall presently pay vnto y^e said M^r *Bennet* two hundred waight of Tobacco. And this shalbe a discharge for y^e said Cap^t *Preen* from y^e former Order & y^e Warrant made therevppon.

At this Court Cap^t *Preen* signified that he had deliuered vnto Cap^t *Smyth* all y^e goods of *John Moseley* deceased, except two seruants w^{ch} were left in y^e *West Indies* (for w^{ch} Cap^t *Preen* standeth accomptable) & therevppon desired accordingly to be discharged of y^e bills of lading w^{ch} the Court graunted.

21th Aprill [1628]

A COURT at *James Citty* the 21th Aprill [1628]
[present]
Cap^t *francis West* Esq^r *Gouerno^r* Doct^r *Pott* Cap^t *Smyth* M^r *Claybourne* Secr

Whereas *Hugh Crowder* late Planter o[n] the other side of y^e water died intestate, the Court haueing vewed an inuenty of his Estate, hath graunted the administration of y^e same vnto *Rice Watkins* & order that hee doe giue in security for y^e same.

It is ordered that Cap^t Tucker & M^r Graine shalbe here on Monday come senight to answere vnto the controu[er]sy & complaints betwixt them.

the 24th

the 24th *Aprill* 1628

A COURT at *James Citty* the 24th *Aprill* 1628
 present
 Cap^t *francis West* Esq^r *Gouerno^r &c.* Cap^t *Smyth* Cap^t *Mathewes* M^r *Claybourne*.

At this time we receaued from some *English* men at *Pamunky* a writing on a peece of barke, sent by 4 Indians at *Pasbehayes* The opinion of y^e board was that we should indeauo^r as much as could be to procure y^e freedome of those *English* that are amongst them & to lerne in what places they plant their corne, & to make them somewhat secure of vs, that we may liue y^e quietlier & haue the better oportunity to be reuenged on them for their treachery, but not to make any peace or dishonorable treaty wth them, & to giue order that none of them should come to our Plantations.

the 25th [*Aprill* 1628]

A COURT at *James Citty* the 25th [*Aprill* 1628]
 present
 Cap^t *francis West* Esq^r *Gouer[no^r &c]* Docto^r *Pott*. Cap^t *Smyth*. M^r *Claybourne*.

John Wayne Seriant of *Elizabeth Citty* sworne & examined sayth that about a forthing [fortnight] since being required by Cap^t *Tucker* to goe to [M^r] *Rowland Graine* Minifter & to demaunde the mast & failes for his boate because that he [had] occasion to vse her, otherwise to desire him to . . . ouer to him & to make it appeare how y^e boate did belonge vnto him & y^e controuerfy should . . . ended, then the said M^r *Graine* answered that [mast] & sayle he should haue none, *if Cap^t Tucke[r] haue any thing to say to me let him come [here] for I owe him not foe much seruice as to goe to [him]* further this deponent sayth, there being . . . sent down to y^e Masters of y^e shippes, Cap^t *T[ucker]* bid this deponent in y^e morning, take his [boate] at his landing place & goe to y^e shippes, but [y^e] same night y^e boate was taken away . . . at M^r *Graines* landing place: Where [vppon] this deponent goeing thither for her, [asked M^r] *Graine* for y^e boate in Cap^t *Tuckers* name [saying] *my Captaine hath need for y^e boate & I [will] haue her*, then M^r *Graine* answered [*I haue*] *noe boate of y^e Captaines & none [he shall haue]* Then this deponent sayd *I haue occa[sion for] the boate for the Kings seurice & I must haue her*, then M^r. *Graine* said *let me see your authoritie & you shall haue it*; then this deponent shewed the aforesaid warrants for the Masters of the shippes, & M^r *Graine* reade them & said *this is but a flime flome & an excuse, for the Masters haue notice of it allready, I am going to Administer the Comunion & God must be seured before y^e King & foe went into his house: so afterwards this deponent commaunded the men that were wth him to take y^e boate for he would haue it, w^{ch} words M^{rs} *Graine* ouerhearing called to her husband & sayd *sweetharte y^e Seriant sayth he will put y^e men aboard & carry away y^e Boate*: Wherevppon M^r *Graine* presently came running out of his house in a fury & called for his peece, w^{ch} his boy brought him out presently, & swore *I will shoote you if any man stirr out of y^e path*: then this deponent sayd M^r *Graine* *I am forry you should runn into these errors*, & M^r *Graine* answered *be forry for your selfe, if Cap^t Tucker come himfelfe I will do no lesse*, Moreouer this deponent on Monday last receiueing a warrant to attach y^e boate, went vnto y^e boate which then lay at M^r. *Graines* dore & sayd vnto M^r. *Graine* *I am comen about y^e boate againe, here is a warrant to attach it*, then M^r *Graine* said *shew it me & haueing read it sayd, you shall haue noe boate here, my boate shall not goe of my ground, if y^e Goeurno^r send twenty war[rants]**

17th . . .A T A] Co^t at *James Citty* 17th . . .

present

Cap^t: *Francis West* [Gouerno^r &c.] Dr *Pott* Cap^t. *Smyth*. Mr *Secretary*
C: *Tucker*. Mr *Jarrar*.

At this Court Mr *Waters* delyuered the Inventory of Cap^t: *John Willcocks* estate.

At this Co^t Cap^t *William Tucker* made over vnto Ensigne *Thomas Willoby* of *Elizabeth Citty* and to his heires and assignes for ever fifty acres of land due vnto him the said Captaine *William Tucker* for the transporta^on of *Strenght Shere* who came in the *Ellenor* 1621.

The estate of *Humfry Raftall* deceased was taken into considera^on and letters from Mr. *Thomas Raftall* of *London* beeing read it appeared that his desire was to haue his tobacco collected vpp and sent home by the firft. It was thought fitt that *Lancelot Barnes* and Mr *Holland* should bee employed . . . all the tobaccoe and to giue in account thereof into the Co^t and foe from tyme to tyme to take order in the buifness as shall bee thought requisite.

Mr *Bennetts* peti^on was reade being againft Cap^t *John Prin* for 200^{li} of Tobacco w^{ch} hee was to haue paid him by order of Co^t the last 3rd . . . the 9th of *Aprill* 1628 The w^{ch} neuertheles the said Captaine *Prin* neglected and refused to pay contrary to to his word and promise giuen to the Gouerno^r and some of the Councell: Wherefore it is ordered that there shall be 300^{li} of Tobacco paid out of the said Cap^t: *Prins* estate for the said 200^{li} and the Damage and losse for long . . . And this Court doth resolve more feverly . . . to take notice of Cap^t *Prins* contempt

Richard Bennett offered a peti[tion] . . . of Admⁿtra^on on the estate . . . of *Warroquoiacke* Marchant de[ceased] . . . Chiefely indebted vnto Mr *Edward* . . . himfelfe w^{ch} was accordingly graunted

At the same tyme alsoe hee delyvered vpp [an] Inventory of the said *John Francis* his estate vppon his oath.

It is Ordered that the Shallopp w^{ch} *Edmond Barker* sould vnto Mr *Raftalls* men shall bee retorned vnto Mr *Perry*, and that the said *Edmond* doe paie for the mending of the said Shalloppe fifty pounds of tobacco.

At this Co^t was brought in the will of *John Perry* deceased, and oved by the oath of W^m *Perry* gent and that hee was in good sence and vnderstanding at the making hereof.

Vppon considera^on therein had a Commi[s]sion of admⁿtra^on was graunted vnto *Thomas Mayhew* Marchant vppon the estate of Mr *Daniell Lacy*.

Mr *Kingsmill* offered his peti^on to haue two men redelyvered vnto him w^{ch} hee sould to Mr *Lacy* in his life tyme: It is ordered therevppon that hee shall be paid 500^{li} of tobaccoe by the admⁿtrato^r of the said Mr *Lacy*, at or before the feast of *Christmas* for the said men according to an agreem^t made by the said Mr *Lacy* and Mr *Kingsmill*.

Vppon the peti^on of W^m *Besse*, it is ordered [that] there shall bee a warrant directed to Mr^s *Edloe* and her husband to appeare at *James Citty* and answere the suit of the substitute of the said *Besse* on *Monday* three weekes or else giue him present satisfac^on.

Vppon the motion of Cap: W^m *Tucker* overseer of the will of Leif^t *Albiano Lupo* deceased It is ordered that Mr *Secretary* shall writ a lre to Mr *Graine* [to] require him to put in security for the goods of the sa[id] *Albiano Lupo*

Mr *Vtie* likewise desired to . . . Cap^t *John Jefferson* who was . . . in the *West Indies*, and all . . . the same being for his p^osonal . . . because hee the said *John Jefferson* . . . accomplished the full terme of three yeares w^{ch}in this Country, according as is required further the said Mr *Vty* offereth that if the said *John Jefferson* shall retorne, eyther to take vpp the land in another place or else to make satisfac^on to the said Mr *Vtie* for his building and Cleering if he desire to putt him off, or otherwise the said Mr *Vtie* to pay him for the land and purchase the patent, w^{ch} Condi^ons one way

or

or other the Co^r thinks to bee reasonable that foe principall a place may not remaine allwaies vnplanted.

At this Co^r an admīstraçon was graunted vnto *John Hill* and *Robert Brittain* on the estate of *Nicholas Thredder*.

An admīstraçon was graunted vnto *John . . .* on the estate of *William Morton*.

At this Court was leaue giuen to a sufficient Company to plant vppon the back Ryuer at *Kecoughtan*.

Vppon the fuit of M^r *Francis Bolton* Minister [at] *James Citty* it is ordered that hee hall haue l[eaue] to make a lease of the Gleabe land neere v[nto] *Archers Hope*.

the 18th daie of . . .

AT] A Court At *James Citty* the 18th daie of . . .
present

Cap: *Francis West* [Gouerno^r &c]. Doctor: *Pott*. Cap^t: *Smyth* M^r: *Secretary*
Cap^t: *Tucker* M^r: *ffarrar*.

It was the opinion of the Court to p^{ro}ceede on the same Course concerning the Indians w^{ch} hath hitherto beene held vntill wee shall find better oportunitie to sett vppon them.

It is ordered that M^r *Capps* on the first of *Aprill* next at the farthest, doe goe over to the other side of the Bay and seeke out fit places for to experim^t the making of salte by the sonn: And that if hee doe neglecte that busines hee bee Constrayned therevnto by warrants.

At this Court *Tho: Marlott* planter, sworne and exāied sayth that *William Enry* about the latter end of *May* last past being sick but of good memory desired this depo^t that hee would make his will—but this depo^t answered hee could not well doe such a thing, Then the said W^m *Enry* said *I pray take notice that my will is, that W^m Bedford shall haue all my goods howses Lands debts and whatsoever is belonging vnto me in Virginia paying my debts*.

Herevppon the Court graunted a Comission of admīstr vnto the said W^m *Bedford* on the said W^m *Enry* his estate.

It is ordered That forasmuch as *Thomas Gregory* deceased was indebted to M^r *Bulldham* one hundred pounds of tobaccoe in the behalfe of his M^r Cap^t. W^m *Saker*, And for that it appeared that Cap^t. W^m *Tucker* was authorized to receaue it of the said M^r *Gregory*, that the said 100^{li} of tobaccoe bee paid to the said Cap: W^m *Tucker* out of the estate of Cap: W^m *Saker*, wthin this Country.

Vppon the humble fuit of *William Johnson* [M^r of] the good Shipp Called the *Anne* ffor [wages it is] ordered that the said *William* should recover of the estate of *Humfrey Rasdell* who was [owner of] the said Shipp the some of fower hundred and fifty pounds of tobaccoe for that it appeared to the Court that there was foe much due vnto him for his wages having beene seven monethes and a halfe Voyage in the said shipp, And *Lancelot Barnes* is required to paie the said four hundred and fifty^{li} tobacco to the said Cap^t *William Johnson*.

At this Cou^r *Rob^t Barrington* was made Clarke of the Councell of State and an oath vppon the holy Evangelist admīstred vnto him to that purpose v^t sequit^r.

Yo^m shall sweare to keepe secrett all matters Comitted and revealed vnto yo^m, or treated of secretly at the Councell table, vntill by the Consent of the Govenor and Councell or the maio^r P^{ar}t of them publication shall bee made thereof, and yo^m shall truly and faithfully to the best of yo^r power from tyme to tyme Record all acts and orders of Co^r and such other matters as are to bee engrossed and recorded, and yo^m shall not dlyver any writings concerning the affaires of the Governo^r and Councell to any other P^{er}son or P^{er}sons whatsoever eyther to bee seene or coppied out wthout first making the Governo^r acquainted therewth and order from him obtained and generally yo^m shall doe all things as shall [be] belonging vnto the place of Clarke of the [Councell] foe long as yo^m shall foe continew to bee [Clarke so help] you god and by the Contents of this booke.

. . . daie

. . . daie of *October A^o Dmi* 1628

A COURT at *James Citty* . . . daie of *October A^o Dmi* 1628
[present]

C: *francis West Esq^r* [*Gouenor &c.*] Doct^r: *Pott*. Cap^t: *Smyth*. M^r *Secretary*.
Cap^t: *Tucker*.

It is ordered that Captaine *William Tucker* shall satisfie and paie vnto *George Downes* Marchant seven hundred twenty and one pounds of tobaccoe for the debte of *John Morris* And the said Cap^t: *Tucker* to recover soe much Tobacco out of the hands of the Attorney of the said *Morris* as shall satisfie and dischardge the same.

It was testified At this Court by *William Holland* that hee thinketh that there was cast overboard of the tobaccoe was shipped by M^r *Humfrey Rasdell* aboard the *Anne fortune* for *Newfound Land* 200^{li} and hee verily thinketh that the rest that wants to ballance the Acc^o was Lost in the weight.

William Webster delyvered vpp his Acc^o of Voyage to *New Found Land* hee being ffactor for the same in the *Anne fortune*, And the Co^r having seene the Covenāts betweene M^r *Rasdell* and him, And finding hee hath performed all things on his part to bee performed, doth think fitt that hee bee dischardged from the same.

It is ordered that three thousand and fower score pounds of tobaccoe due vnto *Willm Webster* by M^r *Humfrey Rasdell* deceased as appeareth by severall speciallties bee paid vnto the said *Willm Webster* out of the said *Humfrey Rasdell* his estate.

. . . [October] 1628

A COURT at *James Citty* [October] 1628
present

Ca: *francis West Esq^r* *Gouernor &c.* Doct^r: *Pott*. Cap^t: *Smyth*. M^r *Secretary*.
Cap^t: *Tucker*.

John Day sworne and exāied sayth That hee heard *Richard Tree* say that there was noe hast of building the Church it beeing planting tyme and therefore hee would deferre it till a further tyme.

Thomas Plomer sworne and exāied sayth That *Rich: Tree* did worke vppon the Church at *Hogg Iland* a weeke or fortnight as he verylie thinketh after M^r *Vty* came home from the generall Assembly.

Andrew Roe sworne and exāied sayth that about the beginning of *August* last hee saw certaine severall cells of dub'd boards Ly at the Church at *Hogg Iland* and that since that time hee hath seene the said *Tree* and his servants fetch boards from thence.

ffor as much as it appeares to the Co^r that *Rich: Tree* hath neglected the building of the Church at *Hog Iland* contrary to his Covenānt whereby hee should forfeit one thousand pounds of tobaccoe; *It is ordered* that the said *Tree* shall before the 20th of *December* next finish the said Church And the inhabitants to bring the tymber necessary for the finishing the work to the place where the Church is to be built, by the last of this present *October*, And shall find him nayles sufficient for the said work, And if the said *Tree* shall neglect to finishe the same according to this order hee shall forfeit the some of 1000^{li} of tobaccoe And this worke to bee done by the said *Tree* wthout any confideraçon to bee paid him therefore in regard of his neglect.

Vppon petiçon of *Hugh Hall* it is ordered that he shall haue certificate of his freedome graunted vnto him soe as hee bring in security to this Co^r to faue them harmelesse.

. . . daie

. . . daie of [October] 1628

A COURT at *James Citty* . . . daie of [October] 1628
 present
 Ca: *francis: West Esqr. Cap: Smyth. Mr: Secretary.*

At this Court was shewed a letter of Attorney from *Anne Moseley* of London Widdow made vnto *francis Baldwin* and *Mr Edward Grindon* touching the estate of *John Moseley* her late husband deceased And for that *Mr Grindon* refused to haue anything to doe therein, The letter of Attorney being made ioyntly and severally to them both And for that the hand of *John Moseley* oldest sonne of the deceased is subscribed as a witnes to the same. The Court hath graunted to the said *francis Baldwin* according to his request that hee receaue all the debtes of tobaccoe and goods of the said *John Moseley* due from *Captaine Roger Smyth Esqr* to whome they haue beene formerly comitted And that hee doe giue the Co^t security to saue them harmeleffe concerning the same.

. . . November 1628

A COURT at *James Citty* . . . November 1628
 present
 . . . Doctor Pott Cap: *Smyth. Mr: Secretary. Cap: Tucker.*

Richard James Minister deposed sayth that about the third day of this present moneth of *November* at *Mr Pooles Doore* hee heard *Leif^t fflint* saie and aske whether his wife had not beene wth the Governo^r and ratled [rattled, i. e., scolded] him, afterwards hee wished hee had the Governo^r alone, after this wthin *Mr Pooles* howse hee wished for an Easterly Wind to bring in a new Governo^r saying that then hee hoped to haue Iustice for now hee could haue none. And that hee had thinges to open that were not yett opened: Afterwards his wife comeing in to the foresaid howse, and saying hee was freed, one of the Company being then in the howse tould him that hee might goe Whervppon hee replied that it was Spleene that sett him by the heeles, wishing a pox take all spleene, for some of them were gon allready and hee hoped that others would, these thinges hee spake after hee had slept in the foresaid howse And this is all that this deponent doth affirme.

Robert Poole gent sworne and exæd faith that about[?] the third of this present *November* Coming to this depo^t howse wth *Leif^t fflint* who was then comitted prisoner by the Governo^r when hee came to the doore of the said *Robert Pooles* his howse the said *fflint* desired that hee might goe to the howse end to make water and when hee came thither hee drew his knife out of his pockett and rann at *Gilberte Whitfeild* one of the Guard wth the same, the poynt of the knife being towards the said *Whitfeild* and said, *the proudest of yo^r all Lay hold on mee.* Then this Deponent Spake to the Guard to lay hold of him, Wherevppon one *William Baker* layd hold vppon him, And then the said *Whitfeild* struck the said *fflint* vppon the head wth a stick and soe they brought him forcibly into the howse, further this deponent then spake to the said *fflint* and said *yo^r are Comitted heere prisoner . . . yo^r must stay,* then the said *fflint* said . . . *Spleene that hath done this, there are f[ome of] them dead of the spleene already, and the [rest will] follow.* Then this deponent desired the said *fflint* to sitt vppon the Chest and bee quiett wherevppon the said *fflint* said *the Governo^r oweth mee two bushells of meale yett, w^{ch} I sent him when hee had nothing to put in his head I would hee would pay mee that.* Then the said *fflint* sitting downe vppon the Chest said, *oh would Captaine Mathewes were by mee and then I should haue wright,* and repeated these words twenty tymes afterwards—Then this Deponent goeing vpp to *Leif^t Peppetts* howse came downe a little while after and found the said *fflint* asleepe, about two howers after the said *fflint* wakened, and the first word hee spake was *Puffe, send an easterly wind to bring in a new Governo^r* and

and then I shall have Justice for now I have none, and I have many thinges to open that were never opened yett Then the said flint stepped to the doore, and asked, hath my wife beene wth him yet, one made answere that she was, then the said flint said shee hath Rattled him, Then Leif^t Peppett came and tould him hee was discharged. But the said flint would not goe along wth his wife but said *those that putt mee in shall fetch mee out* And this is all that this deponent can say.

L^t Gilbert Peppett fworne and exäied sayth that hee heard L^t flint speake at M^r Pooles howse, *An Easterly wind to blow to send in Noble Cap^t Harvey, And then I shall have right for all my wrong,* Afterwards when this deponent tould him that hee was discharged, the said flint answered *hee that put mee in, shall fetch mee out I will not goe, Spleen hath put mee in a pox of Spleene some are gon allready and the rest will followe.*

Lucey Peppet the wife of L^t Gilbert Peppett fworne & exäied sayth that shee this deponent heard the said flint, speaking of the Governo^r, say *the Dyvell confound him body and soule I hope an Easterly wind will bring in a new Governo^r and then I shall have true Iustice* And this is all that this depo^t can say.

The Governo^r at this Court alsoe made . . . to the Councell concerning the behavio^r of L^t Thomas flint towards himfelfe at Warwick Ryver at the beginning of this moneth as followeth viz^t That himfelfe being in discourse wth his Lady and the said flint concerning a report of some ill Carriage of the said flint towards his daughter in Lawe Dorothy Beheathland, and finding fault wth the said flint for being foe familiar wth the wench further then was fitting, w^{ch} thing the said flint then denied, afterwards when they tould the said flint that formerly Sir George Yeardley did not thinke it fitt that the maid should liue wth him, and that now his wife would intreate him that shee might bee drawn from him: otherwise shee would Complaine of it to the Grandmother at her cominge for England The said flint replied that noebody should Comaund her from him, and often repeating these words, The Governo^r replied, *why I if I please will comaund both yo^e and her too and all that yo^e have vppon good occasion,* Then the said flint answered *yo^e may Comaund mee and anything that I have but her yo^e shall not,* and foe fwoore many oathes that hee should not; Whervppon the Governo^r did Commaunde him to bee gon out of his Chamber And then the Governo^r being neere him, the said flint spoke in most Pemptory manner swearing *Zounds yo^e will not strike mee will yo^e foe the Governo^r Comaunded him away and afterwards that [he] bee laid by the heeles.* further the Governo^r sayth that when hee sent for the maid, some people [who] heard it did say that flint had sent a Count[er order?] that shee should not come.

It is ordered that the said flint for his misdemeavour and Contempt shall bee degraded from his title of Leiftenāte and shall paie 1000^{li} weight of [Tobacco] for a fine and find fuerties for his good behau[iour] from Quarter Co^t to Quarter Co^t vntill the Co^t shall think fitt to release him.

the . . . November 1628.

A COURT at James Citty the . . . November 1628.

present.

C: Francis West Esq^r Governo^r &c Cap^t: Smyth. M^r Secretary.

At this Court was readed the petiçon of Martin Peale p^rferred against M^r Thomas Mayhew Concerning his wages due vnto him in the good shipp the *Guift*, *It is ordered* that the said M^r Mayhew shall paie vnto the said Martin Peale all his wages due vnto him for the terme and tyme of his service in the said Shipp; The reasons are for that M^r Mayhew in his answers to the said petiçon confessed he consented to discharge him and yeilded therevnto[?] And because the Governo^r testified that M^r. Grindon did often p^rfer to take his oath that Mayhew was content to pay him his wages when hee did discharge him.

Vppon

Vppon the petiçon of Mr *John Southerne* it is ordered that *Richard Powell* assignee of the executo^{rs} of *Nath Jeffers* shall appeare on *Monday* next, and that Mr *Southerne* shall haue a warrant to that purpose.

At this Co^t vppon the oath of *John Southerne* gent and *ffrancis* [*ffenton* ?] the will of *Thomas Gregory* Marchant was shewed to bee his last will and testam^t and that hee was in p^{er}fect fence and memory at the tyme of the sealing and publishing thereof.

At this Co^t was reade a petiçon of *Joseph Johnson* Concerning the damage that *Thomas ffarleyes* hoggs did in his Corne, It is Ordered therevppon that the said *ffarley* shall paie the said *Johnson* one barrell of Indian Corne for the said damage.

At this Co^t it was ordered for that it appeared that *Joseph Johnson* and *George Prowse* had offended against an Acte made for the planting of Corne that *Joseph Johnson* shall paie 100^{li} of tobacco and *George Prowse* 50^{li} of tobacco for a fine.

Joseph Johnson of *Archers hope* plaunter and *Abraham Avelin* doe acknowledg to . . . to our soveraigne lord the kings Ma^{tie} forty Pounds of lawfull *Englishe* money [on] condiçon that the said *Joseph Johnson* shall appeare at the next Quarter Co^t and in the meanetyme to keepe the peace towards the kings Ma^{tie} and all his leige people and especially towards *Thomas ffareley*

It is ordered that *John Dimmocke* shall remaine [the] next yeare a servant vppon the plantaçon of *Thomas ffareley* at *Archers hope* amongst his other servants to the vse of *Humfrey ffareley* of *London* . . . And that if Mr *Humfry ffareley* doe not the next yeare send over sufficient prooffe that the said *Dimmocke* is to serve him then the said *Dimmocke* shall haue a share of the Cropp making allowance for Chardges

It is ordered that *Humfrey Moore* for that hee arrested *John Palmer* and did not p^{ro}secute his suit against him at this Co^t shall paie the said *Palmer* 20^{li} of tobacco for costs and damages and remaine foreuer[?] nonsuited.

the 2 of *December* 1628

A COURT at *James Citty* the 2 of *December* 1628.

[p^{re}sent]

Cap^t: *ffrancis West* Esq^r Gouverno^r Cap^t: *Smyth*: Mr *Secretary*.

It is ordered that *John Burland* shall paie vnto Mr *Thomas Smyth* 600^{li} of tobaccoe for two men servants delyvered vnto him according to a Coveⁿte formerly made betweene them.

8 daie of *December* Anno Dm. 1628

A COURT at *James Citty* the 8 daie of *December* Anno Dm 1628

[p^{re}sent]

ffrancis West Esq^r Governo^r &c. Doct^r *Pott* Cap^t: *Smyth* Mr: *Secretary*.

At this Courte was reade the petiçon of *William Hofier* Concerning certaine goods w^{ch} were to bee delyvered to the said *Hofier* by *John Croffe* deceased, marchant of the Shipp the *Trueloue* at *New England* amounting to the value of twelue pounds *starling*, And for that it appeared to this co^t, that the said *Hofier* had paid by bill, w^{ch} was sent over to Mr^s *Hurte*[?] the Owner of the said shipp the some of twelue pounds for the said Comodities And for that the said *Croffe* is deceased, and his goods are comitted to Mr *Hawkridg* the Mr of the said Shipp, and it appeares that the said Comodytes were not delyvered to the said *Hofier* in *New England* It is therefore ordered that the said Mr *Hawkridge* shall delyver to the said *Hofier* as much goods or tobaccoe as shall amount to the said some of twelue pounds.

It is ordered that *John Chaplaine* of *Chaplaines Choise* shall have a Comission of adm^{is}traçon graunted vnto him of the goods of Ensigne *Isaak Chaplaine* who is supposed to bee cast away vppon y^e sea.

Susan

Susan Balden fworne and exâied sayth that *Leonard Huett* the same night hee dyed being in pfect sence and memory said *If I dye I giue vnto yo^r goodman fryer my Chest wth all that is in it And I hope there is enoughe in yo^r howse to Content yo^r for what yo^r haue done for mee, and I desire yo^r not to demaund a penny of any man but to bury mee yo^r selfe. It is ordered that the said fryer shall keepe the said Chest and all the goods therein according to the will of the said Leonard.*

the 9th of *December* 1628

A COURT at *James Citty* the 9th of *December* 1628

psent

C: *francis West* Esq^r *Gouernor* &c *Doctor Pott.* Cap^t: *Smyth.* M^r *Secretary.*

Captaine *Smyth* delyvered into this Co^rt a bill wherein *Nathaniell Causey* standeth indebted vnto the said Cap^t: *Smyth* in the some of one thousand pounds of tobaccoe w^{ch} is for the vse of M^{rs} *Anne Moseley* widdowe late the wife of *John Moseley* deceased.

At this Co^rt was brought in the will of M^r *Edward Grindon* deceased and was pved to bee his Last Will and testam^t by the oath of *Martin Peale* and that hee was in pfect sence and memory at the making thereof.

At this Co^rt *Ester Clariett* brought in an Inventory of the goods of *Henry Bradford* deceased, and vpon her Corporall oath testified it to bee a true and pfect inventory.

It is ordered that *Robert Pires* and *Nathaniell* [*Causey*?] for going aboard the shipp the *William* and *John* wthout Lycence contrary to an order then made shall pay thirty weight of tobaccoe [a]ppeece for a fine.

Vppon the petiçon of *John Stone* late servant vnto M^r *George Sandis* It is ordered that notice bee giuen to M^r *Sandis* that hee make known what interest hee Claymes in the said *Stones* service And that it is alleadged and testified by L^r *Thomas Purfury* that the friends of the said *Stone* did pay for the most pt of the Chardges of his passage And further the said *Stone* offereth to pue that hee is aboue the age of one and twenty yeares the Co^rt doth thinke it equitable that vnless the said *Stone* bee taught and brought vpp in some trade or occupa[tion he at] the end of his yeares [time] haue some valuable C[on]sideration for his service Or that the said M^r *Sandis* or some other whome it shall Concerne doe alleadge some better cause then only the bare Clayme of his transportaçon hither, Nevertheles in the interim it is thought meete the said *Stone* to Continew for this yeare in the same Service And the Co^rt doth resolue the next yeare to take it into their Consideraçons what may bee alleadged on eyther side.

At this Co^rt was pferred a petiçon by M^r *Harman* Concerning some assurance to bee graunted him in a pcell of Land Situate on the Easterne shore of the Bay vppon the southerly side of the old plantacon Creeke The Court taking the same into Consideraçon and vnderstanding that there hath beene an vncertaine Rumor of a greate quantity of land there or neere vnto the same belonging vnto the Lady *Dale* But Considering that for as much as there remaineth heere noe certaine knowledge thereof eyther vppon Record or otherwise, and deeming that it is vnreasonable and vnlikely that soe greate a tract of Land as from *Cape Charles* thither should belong to any pticuler diuident hath giuen leaue and pmission to the said *Charle Harmer* to plant vppon one neck of Land there situate and Lying vppon the mouth of the said old plantacon creeke butting North-erly vppon sandy barren land, southerly vppon a pond called *Maggotty bay* pond westerly vppon the shoare of the Bay, and Easterly vppon the first branch on the south side of the Creeke aforefaid being almost incompassed by the said Branch and not exceeding the quantity of one hundred acres of Land, and to hold the same wthout molestaçon or incombrance of any. But if the same shall appeare wthout all question or Controverfie to appertaine vnto the Lady *Dale* then the said *Charles Harmer* if hee bee forced off shall accept of Reasonable satisfacçon for Costs and Chardges, otherwise to paie to the publique an annuall rent for the same, and enioy it, as to others is granted.

22th of

22th of [December] Anno Dmi: 1628

A COURT at James Citty the 22th of [December] Anno Dmi: 1628
 þsent
 C: *ffrancis West* Esq^r Governo^r Docto^r: *Pott*.

It is ordered that Henry Bagwell in discharge of a bill of one hundred and tenn pounds of tobaccocoe due vnto Hugh Hawkridge and John Croffe shall paie threescore and fve pounds of tobaccocoe w^{ch} is in full of his due vppon the said bill the Remainder beinge allready satisfied by Humfrey Moore Marchant who was a ioynt debto^r wth the said M^r Bagwell by the same bill.

At this Court was heard a Controversie depending betweene M^r *Staffuerton* and *Tho: fflint* And for asmuch as the Co^rt did find that the Cause could not well bee decided being very intricate and full of difficulties w^{thout} a full Cr^t it was therefore referred to be determined at the next Quarter Court.

Vppon the mo^{on} of M^r *Cremer* it was ordered that all such tobaccocoe, as shall appeare to bee rec. for M^r *Staffuerton* in whole Custody soever it shall remaine shall bee sequestred vntill the Quarter Co^rt when the Cause shall bee fully heard and determined And that a warrant shall bee directed to Captaine *Mathewes* to sequester the same accordingly.

Vppon the mo^{on} of M^r *Sharples* for that it appeared vppon the deposi^{on} of M^r *William Harwood* that Captaine *Wilcocks* stood indebted vnto to the said M^r *Sharples* at the tyme of his death in the some of one hundred pounds of tobacco vppon a certaine bill of þcells shewed to this Co^rt *The Co^rt hath thought fitt and accordingly ordered that the adminiftrator of the said Captaine Wilcocks shall satisfie and paie the said some of one hundred pounds of tobaccocoe out of the estate of the said Captaine Wilcocks rateably as the debts due vnto other men are satisfied out of the said estate.*

At this Court was shewed a bill of exchange directed to Captaine *William Sakre* for the paym^t of six pounds *sterling* w^{ch} was for the passage of his servants *Thomas Gregory* in the *Samuell* vnder the Comaunde of Captaine *Preene* And for that this Co^rt was informed vppon the oath of Captaine *Moyne* that the said Captaine *Saker* dyed before before the said bill of exchange was satisfied and that it is yett vnpaid, *It is ordered that the said Captaine Preene* bee paid the said six pounds out of the estate of the said Captaine *Saker* in this Country

QUARTER COURT

20th daie of January An^o Dmi 1628.

A QUARTER CO^{RT} at James Citty [the] 20th daie of January An^o Dmi 1628.
 þsent
ffrancis West Esq^r Gouverno^r &c Docto^r *Pott*. Cap^t: *Smyth*. M^r *ffarrar*.

At this Court *Thomas fflint* and *Mary* his wife did þsonally come into this Court and surrendred all their estate right title and interest in one thousand acres of land scituate in *Stanley hundred* wth the Lres patents and all the benefit and advantage that may accrew thereby vnto *John Brewer* Marchant according to affeoffim^t thereof made from the said *Thomas* and *Mary* to the said *John Brewer*.

John Brewer Marchant sworne and exâied sayth that *Mary* the wife of *Thomas fflint* did demaund of Captaine *Pearce* tenn barrells of Corne, but Captaine *Peirce* denyes hee owed soe much vnto her but was in the ende contented to giue her eight barrells and a halfe w^{ch} hee þmised should bee paid her, and that hee would giue order before his deþture for *England* for the paym^t thereof vnto her.

At this Co^rt was made a peti^{on} of *Richard Taylor* against *William Sharpe* and others for detayning land from him w^{ch} was graunted him by patent from S^r *George Yeardley* And for that the said Patent was shewed to the Co^rt *It was the opnion of the Co^rt that the*

the said *Taylor* shall enjoy his land so graunted him according to the tenor and true meaning of the said patent without the molestation of any Person or Persons whatsoever, there being nothing produced to the Contrary.

The Court vpon good Consideracon therein had haue thought fitt and accordingly ordered that Anne Jackson w^{ch} Came from the Indians shall bee sent for England wth the first oportunity of Shipping and that her brother John Jackson shall giue security for her passage and keepe her safe till shee bee shipped aboard, The w^{ch} Mr Harwood hath vndertaken to see performed.

the 21st of January 1628.

A COURT at James Citty the 21st of January 1628.

present

C: *francis West Esq^r Gouvernor Doctor: Pott Cap^t: Smyth. Mr: farrar.*

Nicholas Spencer sworne and exâied sayth that *John Lightfoote* about three howers before hee dyed being in perfecte fence and memory Called for *William Spencer* who being come vnto him asked the said *John Lightfoote* howe he did whoe answered *I am very sicke* and further saide *I doe giue yo^e my whole estate and desire yo^e to see mee well buried.*

Nicholas Atwell aged twenty yeares or thereabouts sworne and examined sayth that about two daies before *John Lightfoote* dyed hee heard *William Spencer* aske the said *John* howe hee did who answered *I am very sick and I think I shall dye* wherevpon the said *W^m Spencer* demaunded of him if hee had noe freinds or bothers [brothers] in England on whome hee would bestowe any thing to w^{ch} the said *John Lightfoote* answered noe, *I will giue yo^e my whole estate* and this is all this depon^t can saye.

Edward Willmoth aged fixteene yeares or thereabouts exâied sayth, that two howers before *John Lightfoote* dyed hee heard him say vnto *Nicholas Spencer* that his Cattell and Tobaccoc did soe trouble his minde that hee could take noe rest, and therevpon willed this deponent to call *William Spencer* vnto him that hee might make an ende of it And when *Willm Spencer* was Come vnto him hee asked him how hee did who answered *very ill*, And this Dep^t heard the said *John Lightfoote* say vnto the said *William Spencer* *I giue yo^e all that I haue but lett it alone vntill too morrowe morning and then I will fend for halfe adozen men to make it fuer vnto yo^e.*

The Co^t hath ordered that the said *William Spencer* shall inioy the estate of the said *John Lightfoote* according to the said Nuncupatiue will And if any Person hereafter can shewe better right or title thereto, the said *William Spencer* shall bee accomptable for the same.

A Comission of Admⁿstr^con was graunted vnto M^{rs} Adams of Martins Hundred vpon the estate of her husband.

Nicholas Tompson of the age of 25 yeares or thereabouts sworne and exâied sayth that *John Burland* coming to M^r *Richard Bennett* demaunded of him three men w^{ch} his Vncle was to delyver vnto him wherevpon M^r *Bennett* brought out and tendered vnto him three, of the age of seventeene yeares, the youngest of them as hee then told him but *Burland* refused to accept of them and soe dep^ted.

Robert Bennet of the age of eighteene yeares or thereabouts sworne and exâied sayth as much in effecte as *Nicholas Thompson* hath allready averred.

It is agreed betweene the Parties that M^r *Richard Bennett* shall delyver vnto the said *John Burland* heere in Co^t wthin convenient tyme after the aryvall of the London Marchant three men, and that if hee haue noe men sent him in the said shippe, then M^r *Bennett* shall giue *Burland* such other satisfac^con as shall be thought fitt

Vpon the Mo^con of *John Wareham* Mar[chant] for that M^{rs} Adams Confessed that her husband was to giue 300^{li} of tobaccoc for a seruaunte fold vnto him, *The Co^t* hath ordered that M^{rs} Adams shall giue satisfac^con for the said man according to the said agreem^t

22th daie

22th daie of *January* 1628.A COURT at *James Citty* the 22th daie of *January* 1628.

present.

Cap^t: *francis West*. Elqr. *Gouerno^r* Docto^r: *Pott*: Cap^t: *Smyth*: M^r: *ffarrar*.

It is ordered vppon the petiçon of *Dave Mynton* against *Bridges ffreeman*, for beating and wounding him, that the said *Bridges* shall paye for curing the said *Dave* his wounds and for that it appeared that *Dave Mynton* gaue very bad words to the said *ffreeman* and was in the most faulte the said *Dave* shall haue noe remedy.

Vppon the petiçon of *John Southerne* geñ concerning the delyvery of a man servant by *Nathaniell Jeffers* vnto the said M^r *Southerne* to serue him fower yeares, and for that it appeared vpppon a bill shewed to the Co^rt that the said M^r *Southerne* was to haue the said servante delyvered vnto him at the feast day of S^t *Thomas* the Apostle [in] 1626 w^{ch} was not delyvered accordingly And for as much as the said *Nathaniell Jeffers* [has] dyvers servants heere in this Country And [the] said M^r *Southerne* is Content in satisfaçon [of] the said bill to accepte of one of the said ser[vants] *The Co^rt hath ordered* that *James Budworth* one of the said fervaunts having fower yeares to fearve shall dwell wth the said M^r *Southerne* for two yeares and then bee freed M^r *Southerne* being content to accepte the same and p^rforme it accordingly.

Vppon the moçon of M^r Docto^r *Pott* the Councell hath thought fitt and accordingly ordered that hee shall haue 200 acres of land betweene *Kethes Creeke* and another Creeke adioyning.

At this Court *Zachary Cripps* brought [in an] inventory of *Edmond White* deceased and deliued [delivered] the same vppon oath to bee a true and p^rfecte Inventory And for that it appeared to the Co^rt that the said *Zachary* had fully admnstred the estate of the said *Edmund* the Co^rt hath ordered that hee shall haue his bond therevppon delyvered to bee Cancelled and shall bee quite thereof.

23th of *January* A^o Dⁿⁱ 1628.A COURT at *James Citty* the 23th of *January* A^o Dⁿⁱ 1628.

present.

Ca: *francis West* Elqr *Gouerno^r* &c Docto^r: *Pott* Capt: *Smyth*. M^r *ffarrar*

At this Co^rt was reade a Letter of Attorney made from *John Jeffers* executo^r of the will & testam^t of *Nathaniell Jeffers* deceased vnto *John Cheefeman* and *Rowland Powell* Marchants w^{ch} Letter of Attorney was Confirmed by a letter sent from the said *John Jeffers* vnto the servants of *Nathaniell Jeffers* And here likewise shewed and reade, And for that it appeared by a note vnder the hand of M^{rs} *Bridgett Lowther* that shee is willing to leaue vpp the said servants and to bee accomptable vnto M^r *Powell* for their service If the Co^rt shall soe order the same, The Co^rt taking the same into consideraçon, haue Confirmed the said Letter of Attorney vnto the said M^r *Powell*, and haue ordered that by vertue of the same M^r *Powell* shall haue full power and authority to receave and dispoße of the said servants, and to call M^{rs} *Lowther* to accompte for their service that is past, soe as the said M^r *Powell* doe put in security to saue the Co^rt harmelefs [and] to be accomptable for the said estate of the said *Nathaniell Jeffers* If hereafter it shall appeare that there is a better or later authority (to the Co^rt) then is conferrd vppon the said M^r *Powell* [by the said] Letter of Attorney.

Edward Mayhew Marchant fworne and exâied sayth that hee receaue[d] a bill of wrights from *Rob^t Marshall*, but it was vppon no other termes but that his brother M^r *Thomas Mayhew* should doe his endeavo^r to receaue the same of the said wright and if hee should receaue it hee would be accountable to *Marshall* therefore.

Vppon

Vppon a Complaint of M^r *Thomas Mayhew* ag^t *Rob^t Marshall* concerning the breaking vpp and paying away of a hhde of tobaccoe w^{ch} M^r *Edward Mayhew* packed vpp and sealed for the acc^o of the said *Thomas Mayhew* It is ordered that the f^d *Marshall* shall bee imprison[ed] till he make satisfac^on.

24th [daie of] *January A^o 1628.*

A COURT at *James Citty* the 24th [daie of] *January A^o 1628.*
 p^{se}nt
 Cap: *ffrancis West* Esqr *Gouernor* Doctor: *Pott.* Cap^t: *Smyth* M^r *ffarrar.*

At this Co^t for as much as *Obedience Robins* was arrefted at the fuit of *Georg Medcalfe* and hath appeared according to warrant and the said *George Medcalfe* neyther by himselfe or his Attorney came in to comence his fuit against him the Co^t hath therefore ordered that the said *George Medcalfe* shall bee nonsuited and paie vnto the said *Obedience* fifty pounds of tobaccoe for his damage.

It is ordered that *Leif^t Waters* shall delyver out of the estate of Cap^t: *Wilcocks* fixteene hundred pounds of tobaccoe vnto M^r *Edward Meyhew* or his assignes for the vse of M^r *Nicholas Clements* in p^{te} of a debt due vnto the said M^r *Clem^s* from the said Cap^t *Wilcocks*.

Examina^ons taken before M^r Doctor *Pott* *January* the vith 1628

John Gay aged about 22 yeares fervant to *Beniamin Jackson* fworne and exaied sayth that on *Newyeares* day laft about two or three of the Clock in the afternoon this exāiate being mending of a pinte pottle that was melted *William Reade* and *John Burrowes* came forth of this exāiates masters howse and sat down by him, and *John Burrowes* took vpp a little peece of leade that lay by this exāiate and begun to make it fitt for this exāiats worke that he was about and vppon a fudden *William Reade* said vnto *John Burrowes* oh. yo^e theefe Wherevppon *Burrowes* letting fall his knife vppon the ground said haue I stole any thing from thee and wthall ftrooke *Reade* vppon the brest wth his fist then p^{se}ntly *Reade* stooping downe tooke vpp the knife and therewth stabbed *Burrowes* into the belly below the Navell, and about an hower after this, *Burrowes* dyed.

William Reade aged as he saith about 13 or 14 yeares being examined sayth that on *New yeares daie* laft about 2 or three of the Clocke in the afternoone he the exāite and *John Burrowes* fitting together by *John Gay* as hee was mending a pint pott asked this ex^{te} to lend him his knife, and this exaite said hee would not lende it him, then *John Gay* tooke this exaiats knife from him by force and p^{se}ntly *John Burrowes* said to this ex^{te} yo^e arrant Rogue woo't not lend thy knife to him wherevppon this ex^t said to *Burrowes* what yo^e theefe, then *Burrowes* threw down his knife betwixt his leggs, and ftrooke this ex^t vppon the brest wth his fist, then this exaiate tooke vpp the knife and holding it in his hand *Burrowes* came in vppon this exāiat and ran his belly [upon] the knife.

Herevppon the said *Reade* was indited by the [name of] *William Reade* late of *Blunt* poynt wthin the Kingdome of *Virginia* labourer for that [on the] first daie of *January* in the fourth [yeare of the] raigne of our foveraigne Lord [by the] grace of god of *England* *Scotland* [*ffrance*] & *Ireland* King Defendor of the faith &c [betweene] the howers of 2 and 3 in the afternoone of the same day by force and armes, that is to say wth a Certaine Knife price two pence vppon one *John Burrowes* at the house of one *Beniamin Jackson* of *Blunt* poynt aforesaid in the peace of our foveraigne Lord the King beeing made an assault and [an] affray, and the said *John Burrowes* then and there wth said knife feloniously did thrust & stab into the belly giueing him the said *John Burrowes* a mortall wound of w^{ch} said wound the said *John Burrowes* wthin an hower after dyed

And

And foe the [said] *William Reade* the said *John Burrowes* in manner and forme aforefaid feloniously did kill againſt the peace of our ſoveraigne Lord the King his Crowne and dignity.

Vppon w^{ch} Indi^{ctm}^t the ſaid *Reade* pleaded not guilty and for his triall put himſelfe vppon the Country viz^t

Richard Kingsmill

William Harwood

John Johnſon

John Southerne

Thomas Paſmore

John Osborne

Thomas Mayhew

Elmer Phillipps

Thomas Crump

Ingram ffarres

George Gruaes

John Jackſon

Richard Taylor

John Bridges

W^{ch} Jury being impaneled and ſworne to inquire of the ſaid Indi^{ctm}^t delyvered vpp there verdict, that the ſaid *Reade* was guilty of Manſlaughter whoe being asked what hee had to ſay for himſelfe that he ought not to dy demanded his Clergy wherevppon hee was delyvered to the ordinary, &c.

the 30th *January* 1628.

A CO^{RT} at *James Citty* the 30th *January* 1628.
ſent

Ca: *ffrancis Weſt* Eſq^r *Gouerno^r &c.* Do^{ct}*or Pott.* Cap^t: *Smyth.* Cap^t: *Mathewes.*
M^r. *Secretary.* M^r. *ffarrar.*

At this Co^t were delyvered vpp by M^r *Southerne* twelue bills (w^{ch} were Comitted vnto him by *William Greene*) wth M^r *Greenes* Letter of Attorney to *Richard Digges* into the hands of *William Barker* by vertue of a letter of Attorney made by the ſaid *Greene* vnto *William Barker*

the laſt day of *January* 1628

A CO^{RT} at *James Citty* the laſt day of *January* 1628
ſent

Cap: *ffrancis Weſt* Eſq^r *Gouerno^r &c.* Do^{ct}*or Pott.* Cap^t: *Smyth.* Cap^t: *Mathewes.*
M^r. *Secretary.* M^r. *ffarrar.*

At this Co^t was taken into Conſidera^{co}n the treaty of peace wth the Indians w^{ch} hath bin Continewed Since the beginning of *Auguſt* laſt And finding that vppon this treaty the people and planters of the Colony haue growen ſecure and vtterly neglected eyther to ſtand vppon their guard or to keepe their Arms fitt and ready about them to defend themſelves vpon any occaſions wherein the treacherous Indians might attempte anything againſt vs w^{ch} miſcheifes are by noe meanes to bee p^{re}vented (the Condi^{co}n of our people being ſoe wretchedly negligent in this kinde) that neyther p^{re}clama^{co}ns nor other ſtri^{ct}t orders haue remedied the ſame, And alſoe on the other ſide the Indians haue beene extreamly falſe and altogether neglected the Condi^{co}ns of the treaty and offered ſome Iniuries in dyvers of our planta^{co}ns The Governo^r and Councell therefore vppon ſerious delibera^{co}n concerning the ſame haue thought fitt and are of opinion that in their Judgm^{ts} it is a fafer Co^rſe for the Colony in general to p^{re}vent a ſecond Maſſacre utterly to p^{re}clayme and maintayne enmity and warres wth all the Indians of theſe p^{ar}tes. And doe therevppon order that all the people and planters wthin this Colony doe take notice that all the former treaties of peace be vtterly extin^{ct} and diſſanulled And that hereafter they doe ſtri^{ct}tly and p^{re}ciſely ſtand vppon their guard And that they doe keepe the Indians of from their planta^{co}ns wthout any p^{ar}ly or Converſe wth them But for the better ſafety of ſome of our weaker planta^{co}ns, and that all the Colony may haue in the meane tyme intelligence of the p^{re}ceedinges heerein *It is thought Convenient* that

if

if it possible may bee they f[ail to ?] shoote or kill any of them vntill the 20th of feb[ruary] next But after that tyme to esteeme them vtter Enemies and to take the best advantages they can against them. The Governo^r and Councell resolving severely to punishe such as shall bee found faulty and delinquent in the Guard of themselues and plantations and doe not in all thinges payne toe obserue and keepe all former Orders foe often reitterated and publihed to that purpose In his Ma^s name strictly Chardging and requiring all Captaines and Comaunders wthin the severall lymitts of their comaundes to see that noe Persons or planters doe work wthout sufficient force of men Constantly that none doe goe abroade wthout sufficient P^{ro}ties and that especially they doe severely punishe such as shall goe from their plantacons or howses to other places wthout their Armes about them.

At this Co^{rt} there was a comission graunted vnto M^r *Secretary* to goe to the *Susquesahanos*, And that none that shall haue a Comission to goe vnto them[?] shall goe thither till the first of *April* next.

This daie Cap *Michaell Marshart* signifieing vnto the Co^{rt} that according to the Comission graunted him by the late generall assembly begun in *March* 1627 hee had now wth great cofts and labour brought ouer in his Shipp the *London Marchant* fixteene feild carriages for Ordinance, the chardges whereof amounts vnto the fume of 260 [pounds] *sterling* as by the Acc^o by him delyvered vnto the Co^{rt} wth goode certificate doth appeare The Gouverno^r and Councell having taken this matter into confideracon and deeming it vnfit that the disbursem^{ts} of these Carriadges being of such necessity and importance to this Colony should wholly light vppon the said M^r *Marshart* to his greate losse and damage and to the further discouragm^t of himselfe and others in being employed to advance this Countries affaires haue ordered and concluded according to the said generall Assemblies former agreem^t that there bee this yeare a Levy throughout the Colony of 3^{li} of tobacco P^{ro} poll for every Person paying tythes to the minifter And for that there doe arise some other necessary chardges, and that it is p^{ro}bably Conceaued that most mens tobaccoe are out of their hands before the publishing hereof *it is further ordered* that such as shall make defaulte in the paym^t of the said 3^{li} of tobaccoe P^{ro} poll this yeare shall the next yeare paie 4^{li}

9th of february 1628

A COURT at *Eliz: Citty* the 9th of february 1628

p^{re}sent

Cap: *francis West Esq^r* Gouverno^r &c Doct^r *Pott* Cap^t: *Smyth* M^r *Secretary*.

At this Co^{rt} was p^{ro}ved the will of *John Bainham* deceased by the oathes of *Rowland Graine* Minifter and *Jaques Pastall* Planter, and that the said *John Bainham* was in p^{er}fect sence and memory at the making thereof.

Alfoe at the same tyme M^r *Rob^{ts} Sweete* brought in the Inuentory of the said *John Bainhams* estate & desired to renounce the executo^rshipp of that estate wherevppon a letter of admⁿstracon was graunted vnto *Elizabeth Bainham* the widdow and reliefe of the said *John Bainham*.

John Wheeler aged 19 yeares exaied faith that hee knoweth that the bill p^{ro}duced in Court bearing date 14th of *June* 1628 signed and sealed [by] M^r *Wheeler* vnto *Rob^{ts} Newman* for 340^{li} of tobaccoe was giuen in confideracon of two sowes and ten piggs bought by the said M^r *Wheeler*.

M^r *William Stone* brought into the Co^{rt} a bill of M^r *Richard Wheelers* vnder his hand and seale for one hundred thirty and one pounds of tobacco.

Daniell Cugly sworne and exaied sayth that about *May* last past *Ric: Wheeler* came into this exaⁿiats howse and brought a bundell of stockens wth him laying them vppon the table

table and M^r *Rastell* being p^{re}sent demaunded where hee had them M^r *Wheeler* answered *I bought them of M^r Stone*, wherevpon M^r *Rastell* replied *it is well it is a thing wee want on the other fide*

Leif^t *Edward Waters* fworne and exâied sayth [that] the Inventory of Cap: *Crotias* estate now brought into this Co^rt by the Governo^r wherevnto this depon^ts hand is sett is the true Inventory of the said Cap: *Crotias* And that the said Inventory was taken by him this dep^t and *John Bainham* deceased

At this Co^rt the Governo^r signified to the table that whereas hee had taken into his hands the servants of M^r *Rastell* deceased and is to make satisfac^on for them as farr as it shall be iudged they are worth, and being now to take his voyage for *England*, hee Condi^ooneth and agreeth wth the Co^rt on the behalfe of M^r *Thomas Rastell* of *London* Marchant, That if hee the said *Thomas Rastell* doe not consent and agree to the sale of the men to haue them put of, that then they shall be furrendred againe the next yeare after the Cropp, and satisfac^on made for their Labo^rs this yeare.

10th ff^eb[ruary] 1628.

A CO^RT at Eliz Citty the 10th ff^eb[ruary] 1628.

p^{re}sent

Cap: ffra: *West Esq^r* Governo^r &c. Doct^r *Pott*. Cap^t: *Smyth* Cap^t: *Mathewes*.
M^r. *Clayborne*.

The controverfy betweene M^{rs} *Rastell Pollantine* and M^r *John Moone* came into question.

M^r *Moone* vpon his oath d^d [delivered] into the Court that the whole Cropp of tobaccoe that his owne servants and M^{rs} *Pollantines* tended this yeare came to 10652^{li}.

M^r *Thomas Burges* testified to the Co^rt that hee never gaue authorytie power or Consent vnto M^r *Moone* for the removing and replanting of the servants of M^{rs} *Pollantine* or for the doeing of many other matters concerning her estate.

At this Co^rt M^r *Moone* agreed to giue, and M^{rs} *Pollantine* consented to accept of 3200^{li} of Tobacco for her servants labor this yeare and that she shall haue halfe of the Cropp of the corne . . . and M^r *Moone* to make it up 29 barrells of Corne if it be wanting of that quantity.

It was also further agreed that M^{rs} *Pollantine* should haue the dwelling howse shee now lyves in and the tobaccoe howse w^{ch} standeth by the same and halfe the grounde that is cleered w^{ch} is to bee devided by the Judgm^t of three indifferent men and further M^{rs} *Pollantine* is to graunte M^r *Moone* a lease of the other halfe of the grounde and the howses therevpon for three yeeres and that hee shall haue leaue to Cleere as much more ground as hee and his servants shall have n[eed] of And M^{rs} *Pollantine* in lieu of the said tobacco howse is to paie to M^r *Moone* this Cropp one thousand weight of tobacco

At this Co^rt was graunted a Comi^{ss}ion of admⁿstr vnto *Leonard Peddocke* Marchant vpon the estate of *John Beard* late deceased at *Accawmacke*

It is ordered that M^r Waters do delyver

Vpon y^e pet. of M^r *Rayner* this order vpp the estate of *Thomas Hunter* deceased was altered. See Co: 2 Mar: 1628. into the hands of *Richard Cock* the Attorney of *Patrick Canada*

At this Co^rt was a peti^one p^{re}ferred against the Governo^r by *John Bridges* Attorney for the m^{er}chants adventurers of the estate of M^r *John Haier* deceased Wherevpon in fine the said *Bridges* accepted to take of the Governo^r three thousand weight of tobacco to bee paid wthin three daies and to haue the remainder of that estate to bee paid next yeare for security whereof the Governo^r acknowledged his whole estate to bee lyable to make satisfac^on

the 11th

the 11th f[*february*] 1628.

A CO^{RT} at *Eliz: Citty* the 11th f[*february*] 1628.
 p^{se}nt

Ca: *ffra: West* Esq^r *Gouerno^r &c* Doct^r: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*.
 M^r: *Secretary*.

At this Co^{rt} was peti^{ti}oned that the Governo^r should giue into the Co^{rt} an account of the estate belonging vnto the Children and Orphants of S^r *Georg Yeardley* deceased, therefore the Councell required of the Governo^r that hee would giue in security for the estate of those Children, and that hee should bee accountable for the same in *England* vnto the p^{ro}gatiue Co^{rt} or to those of their kindred to whom this may app^{ro}teyne

The Governo^r made answer that hee conceaued that the Co^{rt} had nothing to doe to require anything from him and therefore hee would not delyver in an acc^o of the Childrens estate neyther giue in bond to the Co^{rt} to bee any waie accountable for the same, but will bee ready to bee accountable to them that haue power and authority to Call him therevnto in *England*

At this Co^{rt} was held a long and ferious delibera^{ti}on concerning M^r *Humfry Rastells* estate and in fine *it was thought fitt*, that whereas the Governo^r hath formerly taken the seruant into his hands and giuen order Concerning the manadging of such matters as haue beene requisite or needfull to bee done in like manner the whole estate to bee left vnto him that hee may bee accomptable for the same vnto M^r *Thomas Rastell* or those to whome it shall belong as having the best intelligence and knowledg thereof, and the rest of the Councell for the most p^{ar}te knowing nothing of the p^{re}cedinges And the Governo^r did then in Co^{rt} binde himsele to bee accomptable for the same estate when it should bee lawfully demaunded of him.

The Governo^r did now in Co^{rt} giue full power and authority vnto M^r Doct^r *Pott* and his brother Cap^t *John West* as his Attorneys that they should giue full satisfac^{ti}on vnto *John Bridges* for all the accounts belonging vnto the estate of M^r *Hayes* deceased.

Serieant *Gyles Jones* sworne and ex^{ai}ed sayth that Cap^t: *Wilcocks* did agree wth *John Walton* to giue and paie 325^{li} of tobaccoe for to Carry his goods, for the transporting of his goods and seruant to his planta^{ti}on at *Accawmacke*

the second daie of *March* 1628

A CO^{RT} at *James Citty* the second daie of *March* 1628.
 p^{se}nt

Doct^r *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*.

M^r *Richard Bennett* on the behalfe of his vnkle M^r. *Edward Bennett* bound himsele to delyver vnto Cap: *Martiau* one man seruant wthin the ages of 15 and 25 yeares, wthin foreteene daies.

Whereas there hath bin heretofore a letter of adm^{is}tra^{ti}on graunted vnto M^r *Edward Waters* vppon the estate of *Thomas Hunter* deceased And whereas there hath appeared to this Co^{rt} a greate Contrariety and difference in Conveyances Lres and other writings vnder the hand of *Cecily Hunter* his late wife concerning [the] disposing thereof, the Co^{rt} hath thought fitt that the estate of the said *Hunter* shall [remain] in the hands of M^r *Waters* till it shall more cleerely appeare to whome the same doth belong.

M^r *Gilbert Blight* did acquit and release *David*[?] *Dixon* of and from all debts dues and demaunds whatsoever from the beginning of the world to this p^{se}nt daie

At this Co^{rt} was brought in the will of *Abraham Porter* and p^{ro}ved to bee his last will and testam^t vppon the oathes of *Elmer Phillipps* and *Thomas Crumpe*, and that hee was in p^{er}fect fence and memory at the publication thereof.

Vppon the testimony of Cap: *Roger Smyth* and M^r. *Secretary* that Cap: *William Peirce* being overseer to *Abraham Porters* Will and estate, had assigned and put over the
 same

fame and all his right therein vnto *John Jackson* Gunfmyth, the Co^r hath thought fitt that the said *Jackson* shall haue the oversight of the same accordingly and a Comifs: of Adm̃ftraçon is graunted vnto him thervpon.

Steven Barker of *Neckofland* fworne and exaied fayth that not long before the death of *Abraham Porter* hee being in Company wth the said *Porter* and having some Conference wth him concerning 500^{li} of tobacco w^{ch} *John Rodis* did owe vnto the said *Porter* the said *Porter* tould this depon^t that if it shall please god to call mee *Rodis* shall bee the better for mee the said 500^{li} tobaccoe

Edward Wigg fworne and exaied faith that about *August* laft *Abraham Porter* being sicke hee this depon^t came vnto the howse of the said *Porter* and asked him how hee did who answered *I am reasonable well I thanke god* afterward this depon^t tould the said *Porter* yo^e should doe well to remember *John Rodis*, wherevnto hee answered *If I had dyed I would haue giuen him what hee owes mee or if I doe dy before I haue security for it I will giue it him*

Vppon the Comp^{lt} of *John Jackson* againft *Edward Wigg* for taking awaie his Canoe wthout his leaue the Co^r hath therevppon ordered that the said *Wigge* shall paie to the said *Jackson* forty pounds of tobaccoe for his damages.

At this Co^r vppon the Comp^{lt} of M^r *Mynnard* Late Minister of *Martin* hundred againft the *Þifhioners* there for deteyning from him his tythes vppon full Confideraçon therein taken the Co^r hath Concluded and soe ordered that the s^d *Þifhioners* shall paie the said Minister his tythes . . . Notwthstanding their agreem^t wth M^r *Ly* . . . now minister

At this Co^r *Rob^{ts} Wright* was Comitted prifoner at the fuit of *ffrancis ffowler* for 200^{li} of tobaccoe recovered of him.

Rob^{ts} Wright and *Rob^{ts} Hutchenfon* were Comitted prifoners at the fuit of *Rob^{ts} Marshall* for 272^{li} of tobaccoe recou^{ed} of them.

Rob^{ts} Hutchenfon was Comitted prifoner at the fuit *Edward Wigg* for tobaccoe.

A Comiffion of adm̃ftraçon was graunted vnto *Thomas Rodricke* vppon the estate of *fflewellen John*.

third daie of *March A^o 1628.*

A CO^{RT} at *James Citty* the third daie of *March A^o 1628.*

þlent

Doct^r: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*. M^r: *ffarrar*.

It is ordered that *John Inman* Surgeon In Reguard hee came over wth the servants of M^r *Edw: Bennett* (as himfelfe Confesseth) who paide for his paffage shall remaine and ferve vppon the Plantaçon of the said M^r *Edw: Bennett* vntill hee can þcure testimony out of *England* to free himfelfe.

A Comiffion of Adm̃ftraçon was graunted vnto *Bartholomew Wetherfby* vppon the estate of *Thoms Godby*

It is ordered that the goods of *George Shorton* shall be fould at an outcry by the appoynm^t of Ensigne *Thomas Willoughby* and bills shall bee taken for the paym^t of fuch tobaccoes as shall arife thereof, and the said bills to bee delyvered vnto fuch as shall haue the adminiftraçon thereof or to thofe to whome they shall otherwife belonge.

At this Co^r M^r *William ffarrar* made over vnto *William Andrewes* and his heires and assignes forever the right of one hundred acres of land due by the transpotaçon of *Rob^{ts} Owles* and *John Holmes* who came in the Shipp the *Southampton* 1622 The said one hundred acres by the Co^r being graunted vnto the said *Andrewes* and fcituated on the Eafterne Shore abutting Northerly vppon Cap: *William Epes* his land and thence *Eafterne Shore* abutting Northerly vppon Cap: *William Epes* his land and thence extending Sutherly 50 pole towards the purfimon ponds westerly vppon the maine bay and Eafterly wth that breadth ftretching into the maine woods.

the 4th

the 4th of *March* 1628.

A CO^{RT} at *James Citty* the 4th of *March* 1628.

psent.

Doct^r: *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r: *Secretary*. M^r: *ffarrar*.

At this Co^{rt} was brought in the will of *Gilbert Peppit* gen and shewed to bee his last will and testam^t vppon the oathes of *Zachary Cripps* and *George Woodcocke* and that hee was of p^{er}fecte sence and memory at the making thereof.

Whereas it appeared that *Mathew Cavell* for the confidera^{ti}on of twelue pounds ten shillings paid into the hands of *S^r Edwin Sandis* Knight then treasurer for *Virginia* was to take vpp fifty acres of land in the said Country of *Virginia*, And for that the said *Mathew* is deceased and *Thomas Cavell* his sonne moved this Co^{rt} to grant him leave to take vpp the said fifty acres It is ordered that hee shall haue liberty to take vpp the same in any place wthin this Colony soe as the same bee not formerly made Choice of p^{ro}vided that hee doe make prooffe that hee is the next and right heire to the said *Mathew Cavell*.

At this Co^{rt} was taken into Confidera^{ti}on the placing of *Lazarus Martin* minifter who arrived in the *London Marchant* and as yett is not p^{ro}vided for in any Cure or Charge Wherevppon it was thought fitt and accordingly ordered that hee should haue the two planta^{ti}ons of the *Neckosland* and the *College* vnder his Care And for that those places doe not conteyne any sufficient a number of Inhabitants as hee might expecte to yeild him a Competent meanes p^{ro}por^{ti}onable to his paines and miniftry It is thought Convenient if soe bee the Inhabitants and planters shall willingly Condiscende therein that the dues and tithes in the same bee augmented in such p^{ro}por^{ti}on as may giue him Contemtm^t and encourage him to labor diligently in his Calling.

Whereas M^r *George Keth* is lately arived, and by his dep^{ar}ture from *Elizabeth Citty* into *England* the place hee formerly held is allready furnished and p^{ro}vided for wherby hee is now destitute of a Chardge wherein to p^{er}forme his Calling and Miniftry, The Co^{rt} hath thought fitt to order that those new planta^{ti}ons scituate betweene *Maries Mount* and *Waters* his Creeke bee for the tyme beeing ioyned [joined] into one p^{ar}ishe and Contribute to the mainteynance of the said M^r *Keth* such tythes and dueties as shall bee belonging vnto him.

William Barnes is imprifoned at the suit of *Thomas Crumpe* vntill hee make him satisfac^{ti}on.

It is ordered that a warrant shall bee directed to M^r *Grevill Pooley* and *Edward Auborine* to appeare.

At this Co^{rt} *Roger Saunders* p^{re}sented his suit against *Richard Popeley* vppon a bond of fower hundred pounds sterling, and for that hee affirmeth that hee hath beene dampnified to the value of 2600^{li} tob. w^{ch} hee hath satisfied vnto *John Army* or giuen him security therefore, The Co^{rt} hath ordered that the said *Richard Popeley* shall dischardg a bill wherein the said *John Army* standes indebted to M^r *Thoms flint* in 900^{li} of Tobaccoe and dischardge one other bill wherein the said *Saunders* stands bounde vnto *John Army* for the paym^t of 800^{li} of tobaccoe and shall delyver one new man vnto the said *Saunders* to serve him all his tyme of covennte, the said *Saunders* to choofe him out of five of *Popelys* new servants And that the said *Popley* shall binde himfelfe twelue servants and his planta^{ti}on to p^{er}forme the same.

At this Co^{rt} was taken into Confidera^{ti}on what Course was best to bee held wth the Indians in generall It was concluded that the order of Co^{rt} made the last daie of *January* last past should stand in force; But as concerning a p^{ar}ticular Indian w^{ch} came in voluntarily amongst vs: ffor that it Could not be p^{re}supposed that hee knew of our breaking off the former treaty of peace wth the Cominge so suddenly vnto vs after the messengers were sent awaie wth a messuage to that effecte, It was thought fitt in regard they haue not begunn wth vs nor killed any of our men first, And for that it is conceaved that by that meanes they may happily bee wthheld from offering vs any further iniuries w^{ch} is

not

not vneafie for them to effecte Considering the weaknes of dyvers of oʳ ftragling plantaçons, that hee fhall bee delyvered vpp to the hands of his Countrymen, and wthall a meffuage to bee tould them that we are refolued to breake off the treaty of peace wth them in *Virginia* they haue beene foe falfe vnto vs in all the Condiçons Concluded and agreed on, And efpecially for that they haue frequented our plantaçons and preffed vppon our howfes Contrary to the firft and principall Article, And further haue killed many of our hogs and Cattell and done iniuries to divers of our men hunting in the woods.

Whereas it appeared that *Nicholas* was to ferve M^r *Thomas Willoughby* vntill the age of . . . The faid M^r *Willoughby* did now fignifie to this Co^{rt} that hee is Content to accepte the faid *Nicholas* to ferve him fower yeares after this p^{re}ſent day and then to fet him free

the 5th of *March* 1628

A CO^{RT} at *James Citty* the 5th of *March* 1628
p^{re}ſent
Docto^r *Pott*. Cap^t: *Smyth*. Cap^t: *Mathewes*. M^r *Secretary* M^r *ffarrar*.

Rob^{ts} Poole gent ſworne and examined ſayth that about the midle of *May* 1625 this exāiat being at Cap: *William Tucker* his howſe at *Elizabeth Citty* wth Leif^t *Gilbert Peppett*, *Henry Henett* marriner and *Walter Williams* marchant, heard the faid Cap: *Tucker* make offer of fower thouſand weight of tobaccoe vnto the faid *Walter Williams* and to paie the ſame vnto him p^{re}ſently in the behalfe of Cap^t *Michaell Marſhart* for the vſe of M^r *William Lucas* to be ſent home in the ſhipp called the *Supply*.

At this Co^{rt} Cap^t. *Samuell Mathewes* made over vnto *Zachary Cripps* gent one hundred acres of land accrewing by vertue of the transportaçon of *Thomas Dryhurſt* and *Mathew Liueing* who came in the Shipp the *Neptune* 1618 wherevppon the Co^{rt} graunted that a patent for the faid one hundred acres ſhould bee made vnto the faid *Zacharie Cripps* Situate at the mouth of *Warwick Ryver* abutting vppon . . . and Lief^t *Gilbert Peppett* his land.

John Southerne gent ſworne and exaiied ſayth that hee being in his owne houſe, the p^{ro}voſt *Marſhall* being to execute his office by ſetting an vnruely fellowe in the ſtockes did Charge the ſtanders by in the kinges name to bee ayding and affiſting vnto him, amongſt whome were then and there p^{re}ſent *Charles Waller* *John Virgo* and *Rob^{ts} Hutchenſon* wth ¶ties this dep^t very well knew who did not only not ayde and affiſte him but went away laughing

It is ordered that *John Virgoe* for reful[ing to affiſt the] p^{ro}voſt *Marſhall* in the execution of his office [ſhall] paie forty pounds of tobaccoe for a fine and [ſhall give] fuerties for his good behavio^r

The faid *Virgo* did then acknowledg to owe unto oʳ ſoveraigne lord the King forty pounds [of tobaccoe] wth condiçon to appeare at the next Quarter Co^{rt} and in the meane tyme to bee of the good behavio^r

This daie the whole body of the Councell nowe remayning and reſident in the Colony did according to his Ma^{ty}s letters patents aſſemble themſelues, and after full and ſerious Conſideraçon did electe and Choofe *John Pott* Eſq^r to bee the p^{re}ſent Gouverno^r of and for this Colony of *Virginia*.

. . . of *March* A^o 1628

A CO^{RT} at *James Citty* the . . . of *March* A^o 1628
p^{re}ſent
John Pott Eſq^r Gouverno^r &c Cap^t: *Smyth*. M^r: *Secretary*. M^r: *ffarrar*.

Richard Peck aged 25 yeares or thereabouts ſworne and exāied ſayth that vppon the eight daie of february laſt paſt *Thomas Godby* being at the Howſe of W^m *Parker* at *Merry poynt*

poynt, this deponent and dyvers others being then there in Company wth him, after supper they dranke out betweene them a bottle of burnt clarett wine conteyning fve pints or thereabouts, and the said *Godby* dranke for his fhare thereof about some fower cupps at w^{ch} tyme M^r *Conges* boate running agrounde on the fholes againft the said howfe *William Bently* being in her came into the howfe and asked if that were their orders to heare men call and not come to helpe them out of the water wherevnto *Godby* answered, *doe yo^e thinke wee have nothing to doe but to fetch yo^e out of the water.* To w^{ch} *Bently* replied *hold yo^r peace noebody speaketh to yo^e* after w^{ch} many iesting wordes passed betweene the said *Bently* and *Godby*, amongst w^{ch} *Godby* gaue *Bently* many p^rvoking wordes, and after that *Bently* said to *Godby* *shall wee toffe some balls wherevppon* *Godby* said *if yo^e toffe balls to mee I will toffe the Cup in yo^r face* and not long after (many words having frst past betwixt them) *Godby* called *Bently* rogue or rascall or both and *Bently* did the like to him, and therevppon p^rsently the said *Bently* fitting vppon the forme on the left side of *Godby* ftrooke him of from the said forme and p^rsently rose vpp and gaue him a kick as hee lay vppon the Ground. Then the Company there p^rsent tooke vpp the said *Godby* and sett him on a chair and then *Godby* complayned faying *Oh my fide* after w^{ch} hee walked two or three tournes crosse the howfe, and then *William Parker* led him toward this exai^{ts} howfe and by the way having occasion to vnloose a poynt hee could not fitt but tumbled downe Crying out, *oh Bently thou hast killed mee* repeating the fame words very often, and also said of himfelfe *I am Cruelly foxed*²² and repeated the fame likewise very often After w^{ch} the said *Parker* this deponent and some others Carried him backe to *Parkers* howfe And in the morning *Godby* was founde dead in the said howfe and this is all this dep^t can faie.

William Parker aged 22 yeares or thereabouts fworne and exai^{ed} fayth that vppon the eight daie of *february* laft past, one *Thomas Godby* at *Elizabeth Citty* being at this exai^{ts} howfe wth some fix others in Company after they had supped they had a bottle of burnt Clarett wine Conteyning about fve pints, and the said *Thomas Godby* dranke about fower Cupps of the fame And this exai^{te} fayth hee was a little light headed wth drinke and after about eleven of Clocke at night *William Bently* Came to this exai^{ts} houfe alfoe in a boate, and when hee was Come into the howfe hee asked, *why would none of the howse light vs vpp*, and then *Thomas Godby* answered *was any body bound to bring yo^e light to fetch yo^e of from the water* then *William Bently* replied *noe body speaketh to yo^e* then all fitting by the fire they began to iest one wth another, And *Bently* called *Godby* Cuckold To w^{ch} hee said *I were as good bee a Cuckold as a Cuckold maker* and Called *Bently* Rogue or knave, wherevppon *Bently* fitting vppon a forme on the left hand of *Godby* ftroke the said *Godby* wth his right hand (as this exai^{te} taketh it and felled him from the forme, and then p^rsently *Bently* rose and kicked *Godby* and then the Company there p^rted them and tooke *Bently* from him and then *Godby* got vpp and gott vppon a Chest and Cryed out *o my belly and my fide* wherevppon this exai^{at} advifed the said *Godby* to goe to the next howfe to sleepe, and therevppon the said *Godby* went out wth this dep^t . . . and there this dep^t left him and Retorned [to his] owne howfe, and w^{thin} a q^{tr} of an hower after [the] said *Godby* was brought backe againe to this dep^{ts} howfe and there was laide vppon a bed, and Cryed out *o M^r Bently yo^e have killed mee* repeating the fame divers tymes, and faying *Lord have mercy vppon vs Lord Iefus receaue my foule* after w^{ch} hee lay very quiett and this dep^t thinking him to bee a sleep left him and in the morning hee was found dead.

Herevppon said *Bently* was indited by the name of *William Bently* late of *Grangers poynte* Taylor for that hee the eight daie of *february* in the fourth yeare of the reigne of our foveraigne Lord *Charles* by the grace of god of *England Scotland ffrance and Ireland* king defendo^r of the faith &c at the howfe of one *William Parker* Scituate at the planta^{con} Called *Merry poynt* by force and armes vppon one *Thomas Godby* late of *Elizabeth Citty* planter at the said howfe in the peace of our foveraigne Lord the King then being made an affaulte and affray, and the said *Thomas Godby* then and there wth

his

²² The word seems to mean here stupified or dazed.

his left hand, vppon the left eare feloniously did fstrike, and the said *Thomas Godby* then and there likewise feloniously wth his foote did kicke of w^{ch} fstroke and kicking the said *Thomas Godby* the ninth daie of *february* in the yeare aforefaid in the morning dyed, and soe the said *William Bently* the said *Thomas Godby* the said nynth daie of *february* in the yeare aforefaid feloniously did kill againft the peace of our said foveraigne Lord the King his Crowne and Dignity.

Vppon w^{ch} indictm^t the said *William Bently* pleaded not Guilty, and for his tryall put himfelfe vppon the Country viz^t

Richard Kingfmill

Edward Cage

Thomas Bagwell

John Southerne

Thomas Crumpe

Marmaduke Rayner [?]

Thomas Harwood

John Harris

Elmer Phillipps

John Bridges

John Johnson

ffrancis ffowler

W^{ch} Jury being Impaneled and fworne to enquire of the said felony vppon delyvering vpp their verdict founde the said *Bently* guilty of manflaughter, And hee being asked what hee had to fay for himfelfe that hee ought not to dye demaunded his Clergie wherevppon hee was d^d to the Ordinary &c.

At this Co^rt was a lease graunted vnto *Thomas Delmaio* of a Certaine small flipp of land lying at *Goofe Hill* conteyning three acres abutting westerly vppon the land of Dame *Elizabeth Dale* Easterly vppon *Goofe Hill* Marfhe Southerly towards the main River and Northerly on the Iland.

7th of *March* 1628

A Co^{RT} at *James Citty* the 7th of *March* 1628
present

John: Pott Esq^r *Gouerno* &c. Cap^t: *Smyth*: Cap^t: *Mathewes*. M^r. *Claybourne*
M^r *ffarrar*.

fit is thought fitt that M^r *ffarrar* at the next meeting of the Co^rt do bring downe M^r *Pooly* and *Edward Auborne* to answere to fuch thinges as shall bee obiected ag^t them.

It is likewise thought fitt that Cap^t: *Mathewes* doe bring vpp *John Moone* of *Warrofquoia*k to answere to Certaine Contemning wordes w^{ch} hee hath fpoken ag^t the Co^rmaunder of that Plantacon.

It is ordered that a letter bee written to M^r *Thomas Rastell* to Certife the Carriage and estate of his affaires in this Colony.

It was ordered that these Co^rmiffions following bee renewed as followeth viz^t

the Colledge and Leif^t *Osborne* to bee Co^rmaunder of the Colledge and the
Neck-of-land *Neck-of-land* hee being in the latter to appoynt a deputy.

Sherley hundred M^r *Thomas Palmer* to be Co^rmaunder of *Shirley hundred* main
maine

Sherley hundred M^r *Henry Throgmorton* Co^rmaunder of *Sherley Hundred* Iland
Iland and his owne plantacon

Westouer Cap^t: *Thomas Pawlett* Co^rmaunder of *Westover*

Perseys hundred M^r *Henry Carelesse* Co^rmaunder of *Perseys hundred*

Paces Paines and M^r *William Perry* Co^rmaunder of *Paces paines* and *Smythes*
Smythes Mount Mount

the other fide of Cap^t: *John West* Co^rmaunder of the other fide of the water.

y^e water

Hog Iland M^r *John Chew* Co^rmaunder of *Hog Iland*

M^r *John Jackson* Co^rmaunder of the *Neck-of-land* in y^e Corporacon of *James Citty*.

Bridges ffreeman Co^rmaunder of the Magine [magazine]

M^r *Vtie* Co^rmaunder of all the plantacons betweene *Martins hundred* and *Archers*
hope Creeke

Cap^t: *Baffe* Co^rmaunder of *Warrofquoia*ck

ffor

ffor *Elizabeth Citty* it is thought fitt that Cap: *Thomas Purfury* fhall depofeth and Comaunder there and his Chardg to bee more Particulerly for the execucon oriate was as belonging to Shipping and fuch warrants as fhall iffue from the Governor and Certe to Leif: *Willoughby* to be Comaunder vnder him at *Maries Mount* and fo downewards to Cap: *Tuckers* plantacon.

Likewife Leif: *George Thompson* from Leiftenante *Lupoes*[?] Creeke to *Chamberlaines* Creeke

Likewife Leif: *Waters* from *Southampton* River to *ffox hil*

At this Co^t *Mathew Edloe* hufband to *Alice* late the wife and Admñlatrix of *Luke Boys* deceafed delyvered in vppon his oath the account of the paym^{ts} of the faid *Luke Boys* his debts and eftate.

M^r *Richard Stevens* Complaynes that the ferieant *Coleman* at *Elizabeth Citty* havinge arrefted *La Guardie* for 1400^{li} of tobaccoe who was to appeare at this Co^t, but hath made default; Wherevppon it is ordered that Cap^t: *Purfury* fhall take order that eyther by the faid *Coleman* or the fuerties pñent fatisfaccon bee made vnto M^r *Stevens* eyther out of their eftate or to Comitte him the faid *Coleman* to prifon.

ffor the eafe of the people and according to the order eftablifhed in the generall affembly It is ordered that a Comiffion bee drawn for a monethly Co^t to bee holden in the vpper P^{tes}, The Comiffioners to be viz^t M^r *ffarrar*: Cap^t: *Epes*: Cap^t: *Davis*[?] [or Daws] Cap^t M^r *Thomas Palmer Henry Throgmorton* . . . M^r *ffarrar* to bee alwaies one

W^{ch} Co^t is to decide Controverfies of *meum et tuum* vnder one hundred weight of tobaccoe and to take into their Chardge the confervacon of the peace foe far as is belonging to the Quarter Seffions of the juftices in *England* life only excepted wth pñifoe of appeale to the Gouvernor and Councell.

A like comiffion for a monethly Co^t at *Elizabeth Citty* the Comiffioners whereof to be viz^t

Cap^t *Purfury*: Leif^t: *Waters*: Leif^t: *Willoughby*: Leif^t: *Thompson*: M^r *Thorowgood*: M^r *Lyonell Roulfton*[?] M^r *William Kempe*: M^r *John Downeman* . . . Cap: *Purfury* or Leif^t: *Waters* to be allwaies [one]

It is ordered that Cap^t *Mathewes* fhall haue leave to fende his bargue the *ffrancis* a trading into the Bay of *Chesapeack*

There being dyvers Comiffions for trading likely to iffue out of the Co^t It is ordered to pñent fome inconveniences w^{ch} haue happened, that if any of their fhippes fhall ariue at one towne together . . . to ftay vntill the former fhippes trade be done or to compound wth them, otherwife to depart to another place, and not to doe anything directly or indirectly to the hinderance or difturbance of the other fhippes

8th daie of *Aprill A^o Dmi* 1629

A CO^{RT} at *James Citty* the 8th daie of *Aprill A^o Dmi* 1629

pñent

John Pott Efqr Gouvernor &c Cap^t: *Smyth*.

At this Court was heard a difference depending betweene *Gilbert Whitfeild* p^{re} againft *Rob^{ts} Poole* defend^t and it appeared that *Rob^{ts} Poole* was indebted vnto the faid *Gilbert* in the fome of 194^{li} of tobaccoe and nyne barrells of Eares. Wherevppon it was agreed betweene them and the co^t have thought fitt that the faid *Rob^{ts} Poole* fhall giue fecurity to the faid *Whitfeild* for the paym^t of the faid *Tobaccoe* at the next cropp and to paie the Corne at or before the firft of *May* next.

A comiffion was graunted vnto *Rob^{ts} Poole* to goe a trading for Corne to the *Eafterne Shore*.

At this Co^t a Controverfie depending between *Mufick*[?] *William*[?] and *Richard Bennett*[?] was . . . Concerning the granting of a leafe of Certaine land in *Warros- quoaicke*,

his left hand, v^r that there was not witnes p^rduced to p^rve anything on eyther p^r the and there lik^eferred the examinaçon of the Conteſt to Cap^t *Baffe* [?] and hath retourned *Thomas* to the Gouverno^r and Councell at the next Quarter Co^r heare holden.

and *George Vnwin* aged thirty yeares or thereabouts ſworne and exâied ſayth that *Dorcas Howard* his maide being at worke in the grounde on *Monday* the two and twentieth daie of *March* laſt paſt, as this exâite taketh it, ſhee began to complaine that ſhe was not well and being come into the howſe ſhee fell very ſick Wherevppon this dep^t demaunded of her what ſhee ayles who answered *I am very ill in my body*, and wiſhed that her dame were wth her for her dame could giue her eaſe, then this dep^t demaunded of her if ſhe were wth Childe to w^{ch} ſhee answered *noe* wherevppon this dep^t threatned to beate her if ſhee would not tell him the truth why ſhe was ſoe payned and then p^rſently ſhe confeſſed ſhe was wth Childe and that *Rob^t Gage* was the ffather And [then] this exâite bade her goe to bed and asked her [to] call ſome weomen to her, but ſhee intreated [that] hee would not And in the morning (the ſaid *Dorcas* being in bed) this exâite demaunded of her how ſhee did who answered *I haue had a miſchance*, And then p^rſently hee came to his wife and tould her of it and asked her what hee ſhould doe who bade him goe backe and call ſome weomen to view the Child. Wherevppon this dep^t ſent for one *Moorecocks* wife who came and looked vppon it but whether it were borne alieue or deade this dep^t knoweth not, nor more to this matter cann hee depofe.

Elizabeth Moorecocke the wife of *Reiginald Moorecocke* of the age of thirty yeares or thereabouts ſworne and exâied ſayth that *George Vnwin* came to this exâiats howſe and tould her that her [his] maide was broughte a bed and had Carried out the Childe but had not buried it and deſired this dep^t to come and view it wherevppon this depon^t went wth him and looked vppon the Childe w^{ch} was a boy, and the mould of the head was bruifed, but for anyother thing this dep^t could p^rceave the Childe might bee borne alyeve, and this is all this dep^t can depofe in this matter.

At this Co^r *George Vnwin* planter did acknowledge to owe vnto This Re was our ſoveraigne Lord the King 40^{li} ſoveraigne *engliſhe* money wth continewed till condiçon *Dorcas Howard* ſhall appeare at the Quarter Co^r to bee *March* Q^rter Co. holden at *James City*

At this Co^r the Church wardens of the P^riſhe of the lower P^rtes of *Eliz City* did p^rſent that *William Capps* and *John Sipſe* P^riſhioners there doe not repaire nor frequent the ſaid P^riſhe Church to heare dyvine ſervice according to the lawes and orders of this Colony in ſuch caſes p^rvided, *It is therefore ordered* that for ſoe long tyme as it ſhall be p^rved that the ſaid *Capps* and *Sipſe* haue beene abſent from the ſaid Church, that they ſhall pay ſuch fines as by an a^ctte therefor made are p^rvided to be paid: the ſaid fines to bee levied at the next Crop by way of diſtreſſe.

Exaiçons taken before *John Pott* Eſq^r gouerno^r the 25th day of *March* A^o [1629]

francis England of the age of twenty yeares or thereabouts ſworne and exaiied faith That *Thomas Hall* (being exaiied by Cap^t *Baffe* wether hee were man or woeman (as himſelfe did confeſſe to this exaite) toulde this exâite that hee answered Cap^t: *Baffe* that hee was both man and woeman And this exaiate further ſayth that the ſaid *Hall* being at *Atkins arbor* one *Nicholas* . . . asked him why hee went in weomans aparell the ſaid *Hall* answered in the hearing of this dep^t *I goe in weomans aparell to gett a bitt for my Catt* And hee further ſayth that there was a Rumo^r and Report that the ſaid *Hall* did ly wth a maide of M^r *Richard Bennetts* called *greate Beſſe* And hee likewise ſayth that hee this exâite and one *Roger Rodes* being at the vpper plantaçon after it had beene rumored that the ſaid *Hall* was a man and that hee was put in mans apparell the ſaid *Hall* being then there with them, the ſaid *Rodes* tould *Hall thou haſt beene reported to be a woman and now thou art p^rved to bee a man, I will ſee what thou carriest*, Wherevppon the ſaid *Rodes* laid hands vppon the ſaid *Hall*, and this exâiate did ſoe likewise, and they threw the ſaid *Hall* on his backe, and then this exâiate felt the ſaid *Hall* and pulled out his members whereby it appeared that hee was a P^rfect man, and more hee cannot depofe.

John

John Atkins of the age of 29 yeares or thereabouts fworne and exāied depofeth and fayth That M^r *Stacy* having reported that *Hall* now a fervante vnto this exāiate was as hee thought a man and woeman, not long after, the faid *Hall* (being then fervante to *Rob^t Eyros* and *John Tyos*) and being at *Nicholas Eyros* his howfe *Alice Longe Dorothy Rodes* and *Barbara Hall* being at that tyme in the faid howfe, vppon the faid Report did fearch the faid *Hall* and found (as they then faid) that hee was a man but the faid *Tyos* fwore the faid *Hall* was a woeman (as the faid *Dorothy Rodes* did often affirme vnto this depo^t Wherevppon Cap^t *Baffe* exāied the faid *Hall* in the p^{nce} of this dep^t whether hee were man or woeman, the faid *Hall* replied hee was both only hee had not the vfe of the mans p^{te} . . . was a peece of fiefhe growing at the . . . belly as bigg as the topp of his little finger [an] inch longe wherevppon Cap^t *Baffe* Commanded [him] to bee put in woemans apparell, but the aforefaid fearchers were not fully refolved, but ftood in doubte of what they had formerly affirmed, and being (about the twelveth of february) at this exāiates howfe the faid *Hall* dwelling then wth him, and finding the faid *Hall* afleepe did againe fearch him and then allfoe found the faid *Hall* to bee a man and at that p^{nt}ent[ly] called this exāiate to fee the proof thereof, but the faid *Hall* feeming to ftarre as if fhee had beene awake this exāiate left him and at that instant Could fee nothing But the Sunday following, thofe fearchers being againe affembled and the wife of *Allen Kinafton* and the wife of *Ambrofe Griffen* being in Company wth them were againe defirous to fearch the faid *Hall*, and having fearched him in the p^{nce} [presence] of this Deponent did then likewise finde him to bee a man Wherevppon this exāiat asked him if that were all hee had to w^{ch} hee answered *I haue a peece of an hole* and therevppon this dep^t commanded him to lye on his backe and fhew the fame And the faid woemen fearching him againe did againe finde him to bee a man Wherevppon the f^d exāiate did Comaunde him to bee put into mans apparell And the day following went to Captaine *Baffe*, and tould him that the faid *Hall* was founde to bee a man and desired that hee might be punifhed for his abufe And this dep^t further fayth that the faid *Hall* (as this dep^t hath heard) did queftion the faid *Alice Long* for reporting that hee had layen wth a mayd of M^r *Richard Bennetts*, to w^{ch} fhee answered *I reported it not, but Penny[?]* *Tyos* his man reported foe much And this is all this exāiate can fay.

Thomas Hall exāied faith that hee being borne at or neere *Newcaftle vppon Tyne* was as hee hath beene often tould Chriftned by the name of *Thomafine* and foe was called and went Clothed in woemans apparell there vntill the age of twelue yeares at w^{ch} age the faid Exāiat's mother fent him to his Aunte in *London* and there hee lyved ten[?] ye[ares] vntill *Cales* Accon, at w^{ch} tyme a brother of his being p^{nt}ed for that fervice this exaiate Cut of his heire and Changed his apparell into the fafhion of man and went over as a fouldier in the *Ifle of Ree* being in the habit of a man, from whence when he was retorned hee came to *Plymouth*, and there hee changed himfelfe into woemans apparell and made bone lace and did other worke wth his needle, and fhortly after Shipping being ready for a voyage into this Country hee Changed againe his apparell into the habit of a man and foe came over into this Country.

It was therevppon at this Co^{rt} ordered that it fhall bee publifhed in the plantacon where the faid *Hall* lyveth that hee is a man and a woeman, that all the Inhabitants there may take notice thereof and that hee fhall goe Clothed in mans apparell, only his head to bee attired in a Coyfe and Crofcloth[?] wth an Apron before him And that hee fhall finde fuerties for his good behavio^r from Quarter Co^{rt} to Quarter Co^{rt} vntill the Co^{rt} fhall difchardge him and Cap^t *Nathaniell Baffe* is ordered to fee this order executed accordingly.

ffor as much as Edward Waller did at this Co^{rt} comence his fuit againft *John Johnson* about the fale of a fowe and the taking away of a peece, and becaufe *Johnson* testified to this Co^{rt} that hee fent a pigg in p^{te} of fatisfaccon and the peece by *Richard Dolphenby* to the faid *Edward Waller* the w^{ch} the faid *Waller* affirmed hee never receaved And for that the faid M^r *Waller* hath dyvers witneffes to examine in this Caufe w^{ch} at this Co^{rt} were not p^{nt}ent *It is ordered* that the Captain *Smyth* fhall examine the faid *Dolphenby* vppon

vppon his oath Concerning the same, and the Cause is referred to bee determined at the next Quarter Court

It is ordered that every commaunder wthin the severall plantacons of this Colony shall take a generall muster of all the inhabitants men woemen and Children as well *Englishe* as Negroes inhabiting wthin the same and Retorne a list of their names to the Governo^r and Councell at the next Quarter Court to bee here holden.

John Virgo being bound by Recognizance to appeare this Court hath made default whereby hee hath forfe[yted] to the Kings Ma^{tie} 40^{li} sterling.

Charles Waller beeing bound by Recognizance to appeare at this Court hath made defaulte whereby hee hath forfeited 40^{li} sterling to the Kings Ma^{tie}

the 9th daie of *Aprill* 1629.

A COURT at *James Citty* the 9th daie of *Aprill* 1629.

present.

John Pott Esq^r Governo^r &c. Cap^t: *Smyth*. Mr *Jffarrar*.

At this Court was p^rferred a peti^{con} by *Leif Willoughby* and others for restoring a p^rte of their p^rishe w^{ch} they p^rtende was taken awaie and added to another p^rishe And for that it appeared by an order of Court that all Controversies concerning the deviding of the said p^rishe should stand as then it did vntill it should bee devided by a generall Assembly or by some other lawfull hearing And for as much as the Court at this tyme is not full by reason of the absence of some of the Councell The governo^r and Councell now p^rsent haue ordered that the hearing and determining of the said Cause shall bee referred vntill the retorne of Mr *Secretary*, when immediately after they intende to haue a full meeting to decide the same.

At this Court was p^rved the will nuncupative of *Rob^t Adames* of *Martins hundred* vppon the oath of *John Lyford* Minister.

f^ror as much as it appeared to this Court that there was a Coveⁿte betweene Mr *Lyford* Minister of *Martins hundred* and Mr *Will^m Harwood* and other the p^risheioners there whereby it was to bee agreed by them to giue Mr *Lyford* 2000^{li} weight of tobaccoe and a sufficient quantity of Corne yearly And for that the plantacon is very small in soe much that it is likely to ly very heauey on the p^risheioners, and because the said agreem^t was made by the p^risuation of the said Mr *Harwood* vppon some hope of inlarging the said p^rishe by adding some plantacon neere adioyinge, to the same It is agreed betweene Mr *Harwood* and the rest of the p^risheioners, and the Court doth thinke fitt that Mr *Harwood* shall pay one third p^rt of the said tobacco and Corne, and the rest of the p^risheioners shall paie the other two thirds amongst them.

Vppon a difference betweene *William* [and] *Tuke*, for that it appeared that . . . worke wth the said *Tuke* by the space of a mon[eth it] is ordered That the said *Tuke* shall lett vnto . . . in lieu of his monethes worke one acre of ground lying wthin his owne planted grounde for this yeare rent free.

At this Court was brought in the will of *Edward Davis* and p^rved to bee his last will and testam^t and that hee was in p^rfecte fence and memory at the making thereof.

At this Court *Eleno^r Price* delyvered in vppon her Corporall oath the Inventory of *Edward Price* her late husband deceased to bee a true and p^rfecte inventory of all his goods debtes and credits to the utmost of her knowledge.

A comission of adm^rstracon was graunted vnto *Eleno^r Price* on the estate of *Rob^t Brittain* her former husband and the inventory was then delyvered in to bee a true and p^rfect inventory of his estate vppon her corporall oath.

A Comission of adm^rstracon was graunted vnto Cap^t *Nathaniell Basse* on the estate of . . . , And the inventory of the said estate was then likewise delyvered in vppon his oath to bee a true and p^rfecte inventory &c

10th daie

(197)

10th daie of *May* 1629

A CO^{RT} at *James Citty* the 10th day of *May* 1629
present
John: Pott Esq^r Gouverno^r &c Cap^t: Smyth:

John Warham Marchant aged twenty five yeares or thereabouts fworne and exaied faith That *Anthony Leane* did Coveñnte wth M^r *Thomas Mayhew* to serve him one wholle yeare to ende at *Christmas* next for w^{ch} M^r *Mayhew* was to giue the said *Leane* twenty pounds *sterling*, and that the said *Leane* was cheifly to bee employed about the affaires of his boate

It is therevpon ordered that the said *Leane* shall serve M^r *Edward Mayhew* vntill *Christmas* next hee paying the said *Leane* such wages and performing such Coveñnts as his brother M^r *Thomas Mayhew* was to pay and performe And the said M^r *Mayhew* doth promise not to set the said *Leane* to the Hoe but to employ him about the affaires of his boate and such other bufinefs.

the . . . 1629

A CO^{RT} at *James [Citty]* the . . . 1629
present
John Pott Esq^r gouerno^r &c Cap^t: Smyth.

At this Co^{rt} articles of agreem^t made betweene [*Edward*] *Wigg* and *Steven Barker* concerning the marriadge of *Steven Barkers* mayde were brought in question, and being reade, it appeared that the said *Edward Wigg* had broken his said Coveñnts And for that a bill was at this tyme produced and read wherein the said *Edward Wigg* standeth bound to the said *Steven Barker* in 500^{li} of tobaccoe for the performance of the said Coveñnts *It is ordered* that the said *Steven Barker* shall recover the said 500^{li} of tobaccoe of the said *Edward Wigg* according to the said Bill.

8th daie of . . . A^o Dmi 1629

A T A Co^{rt} At *James Citty* the 8th daie of . . . A^o Dmi 1629
present
John Pott Esq^r Gouverno^r &c Cap^t: Smyth:

At this Co^{rt} *Rob^t Hutchenfon* planter did acknowledge to owe vnto O^r Soveraigne Lord the Kinges Ma^{tie} that . . . is forty pounds of Lawfull mony of *England* &c . . . Condiçon that he shall appeare at the next Quarter Co^{rt} and in the meane tyme to bee of the good behauior

At this Co^{rt} a Corniission of Adm^{str}acon was graunted vnto Cap^t *Rob^t ffelgate* on the estate of L^t *Eyles Allington*.

Christofer Allett planter aged 25 yeares or thereabouts fworne and exaied sayth that about a month or fix weekes since Goodwife *Gray* wth her husband and others came to the howse of M^r *Cheefeman* (*William Carters* wife being in an inner roome in the said howse) and at their going awaie the said *Carters* wife asked this dep^t what woeman it was to whome this dep^t answered *it is yo^r Cosen Grays wife* wherevnto *Carters* wife replied, *I will haue no such whoores to my Cosen*, wherevpon this dep^t often bade her take heede what shee said for hee never heard any ill by that woeman, but *Carters* wife said, *shee is a whoore, and is reported to bee a whoore*, and this is all this dep^t can say to this matter.

Steven

Steven Johnson affirmeth as much in effecte as the aboufaid *Christofer Allett* hath already depofed

It is therefore ordered that the faid *Carters* wife fhall in open Affembly acknowledg her fault and ask the faid *Graves* wife forgiuenefs

W^{ch} accordingly heere in open Co^rt thee ~~is~~ performed

. . . 1629

[A] CO^{RT} At *James Citty*] . . . 1629

present

John Pott Esq^r *Gouerno^r* &c *Cap^t: Smyth* *Cap^t: Mathewes*

At this Co^rt was held a ferious Consultaçon concerning the Maffacre of M^r *Pooley* and fower other of O^r men wth him by the Indians, And at lenght it was Concluded that one of the Indians now remayning wth vs should bee sent vnto the greate King wth a Meffuage to this effecte *Viz^t*, that whereas by the laft treaty of peace it was agreed on that none of their people should come to any of our plantaçons or howfes nor call or ~~pley~~ wth our men, But if any should come a[bout] any fpeciall bufineffe from the greate king they should come to the Governo^r and in other places to the Comaunder only and that they should ft[eale] nothing from vs, nor kill or hurt our Cattle among[?] dyvers other things conteyned in the faid treaty fince w^{ch} tyme an Indian Came in contrary to the faid agreem^t who not wthftanding wee forbore to kill or punifhe but sent him backe wth a [word of] ftrickt warning that none of the Indians what[soever] should p^{re}sume to come in wthout the . . . , and thofe only to come to the appoynted place at *Pafbyhey* w^{ch} order they haue nevertheless not obferved, but haue come to dyvers of o^r plantaçons ftollen our hoes, killed our hoggs and done vs many other wronges, fome of whome alfoe althoughe wee haue deteyned, yett wee haue not offered them any vyolence but haue vfed them well and Courteoufly notwthftanding all w^{ch} they ha[ue] killed five of our men w^{ch} wee conceaue to bee by the kinges knowledge and Conſent and therefo[re] wee demaund fatisfacçon, w^{ch} if hee refufe to giue wee determined by force and armes to Revenge both deathe of our men and repaire all other wronges they haue done vs

[*It is*] ordered that M^r *Robert* . . . forther attende vppon the Co^rt to interpr[et] betweene the Indians and then vntill *Christmas*[?] next as occaſion fhall require, fhall haue one thouſand pounds weight of tobacco paid at the next Cropp.

A true and p^{er}fect inventory²³ of fuch goodes as belonged to *Thomas Clarke* (a paſſenger in the *Elizabeth* of *London* being bound for *Virginia*) whoe dyed at fea the 9th day of *May* 1625, the goods being praifed, by M^r *ffarrar flinton* . . . , and *Joſeph Cobb*, gent:

Beding and	item a bed and 2 pillows.....	020 ^{III}
Apparill	item an old tourne rugge.....	003
	item a pa of courſe ſheets.....	010
	item a ſuite of Clothes and a cloake.....	060
	item 2 old ſuites of Clothes.....	037
	item 2 hattts being both old.....	005
	item 3 old ſhirtts.....	012
	item 2 old pillow bears & a pa of drawers.....	001
	item 1 ruffe.....	010
	item a <i>Turkey</i> Shaſh [sash].....	010
	Item 5 falling bands & 3 pla: handkerchers.....	005

Item

²³ This inventory appears to belong, judging by the date of it, much further back towards the beginning of this book—if, indeed, it belongs in this book at all. It is probable that the manuſcript leaf containing it got out of the “book of inventories” to which references have been made from time to time, and into the book of the proceedings of the court by miſtake.

Item one old paire of ftockins, and a pa of old filke gartters	005
Item 6 pa of <i>Irish</i> Stockins all being rotten.....	000
Item 5 pa of fhooes & a pa of pumps.....	011
Item a pa of boots and fpurs.....	012
Item more for a Hatt.....	020

Sum is..... 222

Divisions & other neecessaries	Item 30 ^{li} of Cheefe being rotten.....	007 ^{li}
	Item 2 gal: of Aquauitie.....	006
	Item 15 ^{li} of Powder.....	015
	Item 2 groce of Tobacco pipes.....	004
	Item a Sword.....	010
	Item 4 d ⁿ [dozen ?] of ffifhing hooks & lynes.....	012
	Item 4 weeding Hooes & a Grubing Hooe.....	009
	Item 4 Caks of Soope.....	004
	Item 3 ^{li} Startch.....	001
	Item one pound of fuggur.....	001
	Item a bible being old.....	004
	Item 2 axes.....	003
	Item 2 Knifes.....	002
	Item a Pouder Bage and a horne.....	001— $\frac{1}{2}$
	Item a Tobaccobox and a glaffe.....	001
	Item a fmale pa of ftillers that will waighe 6 ^{li} at a draught	003
	Item a pewter Porringer and an aquevity meaffure a fpoone and a Nutmeg grater.....	000— $\frac{1}{2}$
	Item an old ftocklocke w th out a key 2 olde mñasks and a fhooeing horne.....	001
	Item a fmale Cheft.....	004
	Item a Barrill.....	004

Sum is..... 089

The runlett of Vinniger leaked out at fea neuer deliud [delivered]

Debts oweing by *Thomas Clarke*

iii

Item to <i>William Webfter</i>	235	tob
Item to <i>Richard Wake</i>	010	
Item to <i>Thomas Weekes</i>	013	
Item for bringing the goods afhore.....	011	
Item to M ^r <i>Southerne</i> for recording the Will and recording the letter of Admnftraçon and for the Admnftraçon and the bond to the Gouvernor.....	015	

Sum is..... 284

Praifed by vs *iofeph Cobb*
ffarrar fflinton

Bridges ffreeman aged 26 yearés or there[abouts] examined fayth, that he heard *Roger Peirc[e]* fay] a fortnight before his death that he was indeb[ted vnto] Cap^t *W^m Peirce* in the quantitie of 400 [lbs. of tobacco].

Vppon the pet of *Bridges ffreeman* It is ordered [that] . . . *ffowler* fhall build him three lengthes of houfinge wth a Chimney & a P^tition foe foone as he can convenientlie & after he . . . the fame to Choofe men to vewe the fuffic[iency of the] worke M^r *ffreeman* is to pay one halfe [of the] ffees.

The

The Cort hath graunted vppon the p[etiçon] . . . that he shall haue a patent for 290 acres due vnto him for the aduenture of his . . . seruants viz^t *Dorothy Spenser* his wife [in the] *Neptune* 1619 *James Robinson & Anthony* . . . [in] the *Catherine* 1621 *Joseph Deane &* . . . [in] the *George* 1621 in any Convenient place not alreadie taken vpp.

Accordinge to the petiçon of *W^m Spencer* the [Co^rt grants] vnto him 400 acres of land by lease in any place not alreadie taken vpp, viz^t for one & twenty years] he payinge the yearlie rent of ten barrells of [Corne]

The p[re]sentm^{ts} of the minister & Church wardens of *Stanley Hundred* were delivered into the Co^rt vnder their hands and also a register of marriages Burials & Chriftings.

Inasmuch as the Church Wardens of *Stanley huñd* were p[re]sented by the m[is]t[er] concerning the Church affayres, w^{ch} appeareth to be the onlie neglect of *M^r John Brewer* in not p[er]forminge of fowre dayes worke w^{ch} was due from him vnto the Church buifines, *It is therefore ordered* that *M^r Brewer* shall pay eight dayes worke for his said neglect to be payd to the vse of the Church wthin 4 dayes after his Cominge home from hence, & shall pay the Church wardens either of them 100^{li} of Tobaco for their trouble & hinderance in Cominge to the Co^rt.

Vppon the p[re]sentm^t of the Church wardens of *Stanley huñd* for suspition of incontinency betweene *Henry King* & the wife of *John Jackson*, they lyinge together in her husbands absence, It is thought fitt that the sayd *Kinge* shall remoue his habitation from her & not to vse or frequent her Company vntill her husbands retorne.

The p[re]sentm^t for the vpper p[ar]ts deliuered into the Co^rt vnder the hand of *Rouland Graye* mynister

The Coppie of the p[ro]ceedings in the mounthlie Co^rt at *Warrosquyoake* deliuered into the Co^rt by *M^r John Vpton* & *M^r Thomas Jerden* Cornision^{rs} there.

The Register of Chriftenings marriages & Burialls vnder the hands of the mynister & Churchwardens & likewise a Coppie of their leuyes & disburftm^{ts} at *Warrosquyoake*.

The Inventorie of the goods of *Roger Prichard* deliuered into the Co^rt & p[ro]ued to be a true Inuentorie by the testimonie of *John Dansey*

Robert Martin sworne and examined sayth [that hee] about *January* last Cominge from *John Mills* his house taxed *Stroud* about stealinge of *Poultrey* from *w^m White*, at that tyme the sayd *Stroud* C[on]fessed that hee had stollen 2 henns but desired him not to s[peak] of it

Whereas it appeareth vppon the Confession of *Gyles Harrod* and *Thomas Stroud* that they stole two henns from *W^m White*, but in regard that it is manifest vnto the board that it was by the seducing p[er]suasions of *Stroud* that the henns were stollen, *It is therefore* thought fitt that the sayd *Stroud* shall receive the punishm^t for his offence *It is therefore* thought fitt that the sayd *Stroud* shall receive the punishm^t for his offence as is p[ro]vided in the statute for petty larceny, viz^t that he shall be tyed to the gallows & there haue thirty stripes from the hands of *Gyles Harrod*

The p[re]sentm^t of the Churchwardens for the Corpora[con] of *James Citty* was deliuered into the Co^rt by *John Jackson*, Churchwarden against *Henry Soney*

Henry Soney Robert Martin George Holmes yo^{rs}
Vppon the pet of *M^r Soney* shall acknowleddge to owe to our souerayne lord the kinge to the Co^rt the sixt day of the some of fifty pounds sterlinge either of yo^{rs}.

September 1632 recognizance The Condicon that Henry Soney shall bee of good abearinge towards all his Ma^{ties} leige people in Virginia
of the good behaiour is from time to time & at all tymes duringe his stay in the
wthdrawne and void Country
Benj Harryson

Teste B

The Inuentorie of *W^m Barnes* his estate deliuered into the Co^rt & p[ro]ued to bee a true Inuentorie by the oath of *Thomas Phillipps*.

There is graunted vnto *Thomas Phillipps* a letter of adminiftration of the Estate of *Will^m Barnes* dec^d

the 5th

the 5th day of *June* 1632 [?]

A CO^{RT} at *James Citty* the 5th day of *June* 1632 [?]

[Present]

S^r *John Harvey* Kn^t *Gouvernor* &c Cap^t *ffrauncis West* Cap^t *John West* M^r *W^m ffarar* M^r *Henry ffinch* Cap^t *Jack Stephens* Cap^t *John Vtye* Cap^t *Thomas Purifie* Cap^t *W^m Peirce*

Whereas it appeareth by the account of *Richard Cocke* that hee hath disbursed 6397¹¹ of tobacco for the paym^t of *John Brownes* debts haueinge married the relicte of the sayd *Brown*, and in regard the sayd *Brownes* estate was prayfed in money *It is thought fitt* that hee the sayd *Richard Cocke* shall be allowed after the rate of eight pounds sterlinge for euery Thoufand weight of the sayd Tobacco out of the sayd *Brownes* estate And it is likewise held expedient that *Richard Cocke* shall kepe two Cowe calves of the next fall & to vndergoe the hazard of them vntill they bee ayeare older at w^{ch} tyme they are to bee marked and kept by the sayd *Cocke* for the vse of the Children of the sayd *Browne* & . . . for w^{ch} Calues *Richard Cocke* is to bee allowed 6¹¹ sterlinge out of the sayd Estate, And in that it appeareth to the Co^{rt} that there remayneth after the paym^t of the aforefaid feull fomes of money 14¹¹ 13^s & 4^d for either of the sayd childrens p^{ts} of the sayd estate *It is likewise ordered* by the board that *Richard Cocke* shall haue the vse of the sayd money towards the bringinge vpp of the Children vntill they Come to age.

Vppon the petiçon of *Nicholas Browne* there is granted vnto him a lease of fifty acres of land lying vppon *hampton* river adioyinge to the land of *Walter Kely* [?] hee payinge the rent of 7 bushells & ½ of Corne yearlie for the same

It is thought fitt & ordered that *Jeremy Clements* p^{ro}forme the Admynistration of *Roger Pritchards* by devidinge the estate into equall p^{or}çons towards the satisfeinge of his debts vnto his Credito^{rs}

John May & *John Cumber* Sail^{rs} make oath vppon the holy Evangelists that on the 25th day of *January* last past they went wth two Boates vnto the late dwellinge house of *Thomas ffarlowe* where they should haue had 8 tun[s] of Tobacco, but *Thomas Crampe* answered that the sayd Tobacco was shipt aboard the shipp the *defence* [by the] M^r thereof Cap^t *Tobyas ffelgate*

William Emerson aged 32 yeares or thereabouts fworne & exâied sayth that beinge in *Southwarke* at on [one] *ffoxe* his house beinge neere vnto the place where *Edmund Clarks* Child was boded, this depon^t did heare the sayd *ffoxe* & his wife togeather wth many other men & women of the neighbours say that *Clarks* child was starued and misused & that was the Cause of his running away & lyinge vnder stalls

Anthony Wills aged about 35 yeares planter fworne & examined deposeth that the neighbo^{rs} where *Edmund Clarks* Child was Boded did say that the sayd Child was foe hardlie vsed for want of victualls & clothinge he was wont to run away & this dep^t saw the Child in poore ragged Cloathes & brought in by the Bead[le]

the 9th of *ffebuary* 1632

A CO^{RT} at *James Citty* the 9th of *ffebuary* 1632

[Present]

S^r *John Harvey* Kn^t *Gouvernor* &c. Cap^t *ffrauncis West* Cap^t *Samuell Mathewe* Cap^t *W^m Clayborne* M^r *Henry ffinch* Cap^t *John Vty* Cap^t *Richard Stephens* Cap^t *Hugh Bullocke* Cap^t *W^m Peirce*

It is ordered that M^r *Mathewe Smallwood* shall allowe vnto *Richard Cooke* planter out of the estate of Cap^t *John Preene* 950¹¹ Tobacco, as is for these p^{ar}ticulars followinge

for

for warehouse roome.....	050 ^{li} tob
“ Division.....	400
“ Cowperidge & nayles.....	186
“ Tendaunce in Cort vppon suites ag st Cap ^t Preenne.....	274
“ bring downe his Boate to <i>James Citty</i>	040
	950

Mr *Thomas Harwood* desired the Co^t to take notice that he is readie on the behalfe of Mr *Edward Hurd* to satisfie vnto *Thomas Sparkes* such Clothes and other things as are due vnto him by couenaunt

Cap^t *Robert ffelgate* deliuered into Co^t vppon oath an Account of the estate of *John Atkins* deceased

Vppon the petiçon of Mr *ffrauncis Bolton* minifter vppon a suite & controuerfie longe depending betweene them *It is ordered* that Cap^t *Hugh Bullocke* shall satisfie & pay vnto Mr *ffrauncis Bolton* for 580^{li} of Tobacco deteyned from the sayd Mr *Bolton* 14^{li} 10^s, and for arrearages of tythes 140^{li} tob & fixeene bushells of Corne.

Vppon *ffrauncis Poythres* his petiçon there is graunted vnto him a lre of Adminis^{tr}ation vppon the estates of *Thomas Hall* & *Roger Kidd* deceased.

Whereas *Theophilus Boriston* gaue vnto *Theophilus Stone* orphant 1000^{li} Tobacco And whereas *Zachary Cripps* hath by the will of the sayd *Boriston* the sayd 1000^{li} of Tobacco in his hand The sayd *Zachary* wth the app^bation of the Co^t is willinge to deliuer vnto the sayd orphans father in lawe *Robert Godwyn* for the vse of the sayd orphanes one Cowe before the first day of *May* next ensuinge the sayd *Godwyn* puttinge in securitie for the same.

**Minutes of the Council
and General Court
1670--1676**

At a Generall Court held at *James Citty* the fifteenth day of
Aprill 1670 Ann^o Rgs Car 2 xxijth

þsent

SR W^m BERKELEY kn^t Gover &c Tho: Ludwell Secr Major Gen^l Smith Coll Swann
Theo. Bland Henry Corbyn Esq^r

Jones Sheriff

Mr Rob^t Jones appointed high Sheriff for *northumb^rland* for this
þsent yeare

Appleton Sheriff

Mr Jn^o Appleton is added to the Quorum of *West^mland* Com^{rs}
and to be sberiff this þsent yeare

Peyton þ Land

Mr Robert Peyton hath ord^r granted him to ptñtt about five
hundred and forty acres of land in *Gloster* County form^{ly} granted
to Mr . . . and is by him deferted Ent rights according to Law

Mr^s Summers

þ
Admin^{con}

Comi^{con} of Admi^{con} is granted Mr^s Tabitha Summers the
Relict of Mr George Summers dec^d on all and Singuler the estate
of her said husband on giveing caution according to Law, and the
Com^{rs} of *James Citty* County are desired to nominate appeas^{rs}

James vs
Horwood

George Horwood confesseth Judgm^t to Mr Rich: James for pay-
ment of three thousand three hundred Sixty eight pounds of Tobö
and Caske by bill under hand and Seale and fifty pounds þ note
wth all costs

Godwyn vs
Mafon

Judgm^t is granted Mr Morgan Godwyn ag^t Major Geo. Mafon
Sheriff of *Stafford* County for what he shall make appeare due for
haveing w^{nt} delivered vnto him by the said Godwyn to arreft Cöll
Jn^o Dodman and not making a Swift returne thereof unless the
said Mafon can force the appearance of the said Cöll Dodman
at the next Co^{rt} according to law

Aprill the 16th 1670

þsent

SR W^m BERKELEY kn^t Gover S^r Hen: Chickley Tho: Ludwell Secr Major Gen^l
Smith Theo: Bland Henry Corbyn Esq^r

S^r Hen: Chickley
Sworn

This Day S^r Henry Chickley was Sworne one of his Mā^{ty}
Counsell of State for *Virginia*

Ludwell Esq^r þ
Land

Thomas Ludwell Esq^r hath ord^r granted to Survey and pattent
about three thousand acres of land lying in Hen^o: County form^{ly}
granted to Cöll Rich: Cock & Mr Jn^o Beauchampe Joyneing upon
the said Cocks land at *Malborne* hills and *Chickahominy* Swamp
Ent rights according to Law

Lydall þ Seizure

It is the Judgm^t of this Court that the Seizure made by Cap^t
Lydall Sheriff of *York* County of two hhds of Töbo belonging to
Mr Edmond Jones being brought from some other plantation to
the plantation of Mr Jn^o Wat^{rs} was a legall Seizure of the f^d Sheriff
being for Levys & fees due from the said Waters/

Swann vs
Stanton

Nathaniel Stanton confesseth Judgm^t . . . Swann for payment
of fiteene pounds Sterl . . . exchange þtested wth Damages and
Costs . . . for three hundred forty pounds of Töbo and Caske.

Spratt

Spratt vs. Beard

The ord^r that *Henry Spratt* obtayned ag^t . . . *Beard* at a Court for *Lower Norff* County about Severall hhds of Tobō left in said *Spratts* Store is confirmed *Beard* appealing . . . is ord^d to pay Damages and Cofts according to Act.

Aprill 18th 1670

present

SR W^m *BERKELEY* kn^t Major Gen^l *Smith Hen: Corbyn Theo. Bland Coll* . . .

Maffey Sherr
Land p freedom

Mr. *Robert Maffey* is appointed high Sheriff of *Stafford* County
It is ord^d that Will^m Land serv^t to Mr . . . be free and have his corne and cloathes according to custome . . . this Court.

Thruston p Land

It is ord^d that Mr Malachy Thruston take up and pattent what waft and unpattented land lyes betweene the land of *John Marlins Rich: Pooles Lancaster Lovett & Renutus Land* he pjudicing noe former grant and givinge the Inhabitants notice and Enttring rights

Stamford p Jury
on *Newtons* land

Whereas by ord^r of this Court the 29th of *March* 1666 An Extent was granted to m^r *Anthony Stamford* ag^t a third p^t of the Lands of *ffra: Newton* called the *Colledge*, And m^r *Jn^o Mohun* Attor of the said *Stamford* this day peticoñing that a Jury may be Impannelled to find the true value by the yeare of the said land and plantaçon wth respect to what Damage happened in the Guft in *August* 1667 as also for what building hath beene erected by the said *Stamford*

It is ord^d that an able Jury of the neighbourhood be forthwth Impannelled by the fheriff of that County who are upon oath to find the yearely value of the said plantation as aforefaid and to give verdict thereupon to be returned to the Court where it is to be recorded

Bowler vs.
Barber

The difference betweene m^r *Jn^o Barber* who married m^{rs} *Eliz Streeter* and m^r *Tho: Bowler* about bills of Exc and Tob^o is dismist m^{rs} *Streator* being dead, It is the opinion of the Co^r that the Suite to be revived wth new p^{ce}ffe

Parrott vs
Burnham
Potter vs
ffreshwater
White vs
Thruston

The difference betweene m^r *Rich parrott* overleere of the orp^t of *Dan^t Welch* and m^r *Jn^o Burnham* is dismist wth cofts.

The difference betweene L^t *Coll Cutberth potter* & *Tho: ffreshwater* late und^r fheriff of *Rappā* County is dismist wth cofts

. . . *White* appealing from an ord^r of *James Citty* County Co^r where the said *White* Sued *Edward Thruston* as marrying the Exex of m^r *Thomas Loveing* for an acc^t of Severall goods left wth the said *Loveing* at w^{ch} Court it was found that there was due to the said Cap^t *White* Tenn Thoufand one hundred twenty seven pounds of Tobō and Caske and to be paid by the said *Thruston*, The Court haveing Exammd into the pmisses doe confirme the said ord^r to the said *White* wth this ord^r that it be ag^t the estate of the said *Tho: Loveing* in whose hands soever it shall be found, and noe caufe for *Whites* appeale appearing he is ord^d to pay cofts to the said *Thruston*

Dale Sherr
S^tLeger Codd
added to
Comiçon

Mr *Edward Dale* appointed Sherr for *Lancaster* County

Mr *S^tLeger Codd* ord^d to be added to the Comiçon of *Lancaster* County and to be one of the Quorum

18th of *Aprill* 1670[p^{re}sent]

GOVERNO^r S^r *Hen: Chickley Tho: Ludwell Theo: Bland Major Gen^l Smith Hen: Corbyn Coll Swann Coll Willis*

M^r *Secr Serv^t*

It is ord^{ed} that the Sheriff take into his Custody Alex Phillis Serv^t to the Hon^{ble} Secr and give him 39 lashes upon the bare back and for what tyme his honor shall make appeare that he hath run away has to ferve according to Act.

Kendall p^{ro} Land

Will^m Kendall Jun^r and M^{rs} Mary Kendall hath ord^r granted them to patt Six thousand acres of Land in Accomack County form^{ly} granted to David Williams and by him deserted Ent^ring rights according to Law.

Kendall p^{ro} Land

Will^m Kendall Jun^r and Mary Kendall hath ord^r granted them to patt two hundred acres of Land in Accomack County form^{ly} granted to Danⁱ Foxcroft and by him deserted Ent^r rights according to Law.

Gill p^{ro} Land

Nick Gill hath three years liberty granted him to Seat and discover nyne hundred acres of Land form^{ly} granted to his father in Northumberland County p^{ro}vided none can Make a better clayme to the Said Land.

*Serv^t
nonfutes
L^e brittoon
Dudly vs.
Knowles*

M^r Bertram Serv^t nonfuites Jn^o L^e brittoon M^r Richard Lawrence appearing as Attor for LeBrittoon and not being justly Quallified is ord^{ed} to pay cofts according to Act als ex

Atachm^t is granted Cap^t Rich: Dudley ag^t the estate of Samⁱ Knowles the said Dudley being security for the appearance of the f^d knowles, to last Court where he did not appear and Judgm^t p^{as}t ag^t Dudley as being security at the suit of Rob^t Dapwell & Comp^a who sued for a debt of about three thousand two hundred pounds of Tob^o & Caske w^{ch} Atachm^t is to be returned according to Act.

19th of *Apl* 1670 forenoon[p^{re}sent]

GOVERNO^r Sir *Hen: Chickley Tho: Ludwell Edward Diggs Major Gen^l Smith Theo: Bland Hen: Corbyn Cöll Bacon Cöll Swann Cöll Willis Cöll Warner Cöll Beale Esq^{rs}*

M^r Diggs Sworne

Edward Diggs Esq^r Sworne one of his Ma^{ty}s Counsell of State for this Colony

*Burnham vs
Parrott*

The difference betweene M^r Burnham and M^r Parrott deft is referred to the fourth day of the next Gen^l Court M^r Catlett & M^r Beverly are ord^{ed} hereby p^{er}sonally to appeare/

*Allen vs
Richards*

*In the difference depending betweene M^{rs} Alice Allen guardian to Arthur Allen sonne and heire of Arthur Allen decd . . . and M^r Jn^o Richards defend^t about land form^{ly} belonging to M^r Will^m Thomas and by the said Richards purchased at an outcry being according to the will of the said Thomas and by the said Jn^o Richards . . . unto the said Arthur Allen decd wth Gen^l Warranty, w^{ch} Said land . . . found to Escheate to his Sacred Ma^{ty}, and fifty acres p^{ar}t thereof being found due to one Danⁱ Roane *It is ord^{ed} after long debate that the said M^r John Richards pay vnto the said M^{rs} Alice Allen as guardian aforefaid for the said**

fifty

fifty acres, recovered by the said *Roane* proportionable to the first purchase being Nynne thousand one hundred pounds of Töbo and Caske wth the costs of the Suite betweene the S^d *Roane* and *Allen*, and halfe the charges expended about the Escheate wth costs of the Suit *als* ex

19th of *Ap^l* afternoone

[p^{sent}]

GOVERNOR^R *Tho: Ludwell Secr Edward Diggs Major Gen^l Smith Cöll Warner*
Thos. Bland Hen: Corbyn Cöll Bacon Cöll Willis Esq^r

Salisbury p^l
Lynny

In the difference depending upon a . . . between *Rich: Lynny*, plt and *Jn^o Salisbury* about deserted land, form^{ly} belonging to *Jervas Dodson* It is ord^d that the said *Jn^o Salisbury* possesse and Enjoy the said land; and *Lynny* ord^d to pay costs *als* [ex.]

Saffins ord^r
p^l Weires estate

It is ord^d that M^r *Jn^o Saffin* doe upon oath p^{sent} to the Court of *Rappā* an acc^t of all and Singuler the estate of *Rich Weire* dec^d w^{ch} he ever had in his hands custody or possession as alfoe to give Suff^t Security to be accountable to whome it shall lawfully belong unto

Vassall p^l
auditors

M^r *W^m Bray* m^r *Tho: mathew* m^r *Tho: Bushrod* & m^r *Thomas Williamson* are ord^d to auditt the acc^{ts} betweene m^r *Jn^o Vassall* & m^r *Jn^o Saffin* and make their report Some tyme this Court, m^r *Bland* in regard it is a busines of great Importance is Earnestly requested to attend the said auditors to assit them

pates ord^r about
Vassalls estate

m^r *Jn^o pate* Attor to m^r *ffrancis Vassall* adm^r of the estates of *Sam^l Vassall* Hen: *Vassall* & m^{rs} *Mary Cliffe* all dec^d haveing petitioned this Court that the said estates may be delivered unto him the f^d m^r *pate* as Attorney aforefaid the Court being Satisfied in the Said m^r *pates* power hath ord^d that major Gen^l *Robert Smith* and *Henry Corbyn* Esq^{rs} shall forthwith pay unto the said m^r *pate* by bills of Exchange made payable in *London* to the Said m^r *pate* as Attorney of the said *ffrancis Vassall* and for his use the Severall Sum^s intrusted in their hands & It is further ord^d that the said m^r *Jn^o Pate* give bond wth Suff^t Security to Save and Keepe this Hon^{ble} Co^rt harmeleffe

. . . about the said Estate w^{ch} bond shall remaine in the . . . said m^r *Pate* p^{cure} a lawfull acquittance from the said *ffrancis Vassall* authenticated by good and publiq attest of the Citty Serjeant or . . . and that the said m^r *Pate* shall discount for the Keepe of . . . *Vassall* as alfoe for the trouble that the said major Gen^l *Smith* hath been at as shall be agreed on by *Henry Corbyn* Esq^r L^t *Coll Cutberth* m^r *Thomas Williamson*, who hath allowed tenn pounds for Keeping child and sixteen pounds *Ster* for his trouble being retorned to the und^r s^{her} hands.

m^r *Williamsons*
 ord^r for *Vassal*
 estate

m^r *Thomas Williamson* having been intrusted by this Court with a p^l of the Estate of *Sam^l Vassall* *Henry Vassall* m^{rs} *Mary Cliffe* and haveing p^{duced} a bond and acquittance und^r the hand and seale of *ffran Vassall* to the said *Vassall* and *Cliffe*, It is ord^d that he have in his bond given to this Co^rt for securing the same and that his security be discharged from the same

April

April the 20th 1670

[present]

GOVERNO^R S^r *Hen: Chickley Thos: Ludwell Secr Edwd Diggs major Gen^l Bennett*
major Gen^l Smith Coll Swann Coll Warner Theo: Bland Hen: Corbyn Coll
Bacon Coll Willis Coll Beale Esq^{rs}

Walker p
Admiçon of
Perryes estate

Comiçon of Admiçon is granted Major *Thomas Walker* on all and singlar the estate of *Thomas Perry* decd he giving caution according to Law. And whereas the Court of *Gloster* by ord^r from the Hon^{ble} Governo^r for p^{se}rvation of the said decds estate appointed m^r *Lawrence Smith* and m^r *Edward Booker* to manage the same It is therefore ord^d that m^r *Smith* and m^r *Booker* or any other p^{so}n whatsoever who are possessed wth any p^{ar}t or p^{ar}cell of the said *Perryes* estate that they deliver the same unto the said Major *Walker* And whereas the said *Booker* and *Smith* hath shipped home for *England* divers hhds of Tob^o belonging to the said *Perryes* estate and consigned them to their owne Correspond^{ts} and for their owne p^{ro}per acc^t It is hereby ord^d that they countermand their ord^r to their Correspond^{ts} to deliver the said Tob^o to the said Major *Walker* or order he paying the freight and duties and the reasonable expenses they have been at about managing the said Deceds estate L^t Coll *Cutberth Potter* and C^{oll} *Robert Abrahall* hath made bond to this Court for the true p^{er}formance of the Admiçon And it is further ord^d that m^r *Thomas Stevens Tho: mynor Peter Richards* [?] *Thomas Oliver & M^r Will^m Thornewton* or any foure of them meet at the house of the said *Perry* upon the 28th of this Instant to Inventory and appraise the said decds estate when at the next Court it is to be p^{re}sented upon oath of the said *Walker* Cap^t . . . and Cap^t *Ramsfey* are desired to be p^{re}sent and to administer the apprais^{ts} their oathes

Bullock vs
Jennings

The difference betweene M^r *Bullock* p^{le} and Cap^t *Jennings & Major Swann* Guardians to the orp^t of *Sam^l Mathewes Esq^r* dec^d is referred to the third day of the next Court

Plumtree p
Admiçon

Comiçon of Admiçon is granted *Susana Plumtree* widd of all and singlar the estate of *Will^m Plumtree* her husband dec^d she giving caution according to Act

The order about
 Jayle birds

The Complaints of severall of the Councell . . . Inhabitants in the Countyes of *Yorke Gloster and middlesex* . . . apprehensions and fears least the honor of his ma^{ty} and the . . . of the Collony be too much hazarded and Endangered by the great number of fellows & other desperate . . . sent hither from the severall prisons in *England* being this Day read in Counsell, we have upon most serious and carefull confid^{ra}cion of the same thought fitt to ord^r and doe hereby accordingly ord^r that for the p^{re}vention and avoiding the danger w^{ch} apparently threatens us from the barbarous designs and felonious practices of such wicked villaines that it shall not be p^{er}mitted to any p^{so}n tradeing hither to bring in and land any Jaile bird or such others who for notorious offenses have deserved to dye in *England* from and after the twentieth Day of *January* next upon paine of being forced to keepe them on board and carry them to some other Country where they may be better Secured, And we have been the more induced to make this ord^r by the horro^r yet remaining amongst us of the barbourous desigine of such villaines in *September* 1663 who attempted at once the Subversion of our religion laws libertyes

libertyes rights and proprietyes the sad effect of which desperate Conspiracy we had undoubtedly felt to the ruine or at least the very great hazard of the peace and welfare of this Collony and neighbor plantations had not god of his infinite mercy prevented it by a tymely and wond'full discovery of the same, nor hath it been a small motive to us to hinder and prohibite the Importation of such dangerous and Scandalous people Since thereby we apparantly loose or reputaçon whilest we are believed to be a place only fitt to receive such base and lewd persons, *It is therefore resolved* that this ord^r Shall remaine in force untill his ma^{ty} shall Signify his pleasure to the contrary or that it be rev^sed by an ord^r from his most Hon^{ble} privy Counsell and that it be forthwith published that all persons concerned therein may take notice of it accordingly:

20th of *Ap^l* 1670

[present]

GOVERNO^R Sr. *Hen: Chickley Tho. Ludwell Secr Edward Diggs Major Gen^l Smith*
Major Gen^l Bennett Coll Warner Theo: Bland Coll Swann Coll Bacon Coll Willis
Esq^{rs}

Harris vs West

Major *Jn^o West* being arrested to this Co^{rt} at the suite of *w^m Harris* and not appearing nor Security returned, Judm^t is granted ag^t the Sheriff of *new Kent* County for what *Harris* shall make appeare due unlesse he cause the appearance of the Said *west* at next Co^{rt} according to Act.

Bushrod vs
Ousteene exec vs
Corp

m^r Sam^l Ousteen confeseth Judgm^t to *m^r Thomas Bushrode* Attorney of *Thomas Lawry* of *Edinburgh* Marchant for payment of one hundred Nynety Seven pounds Seventeen Shillings *Sterl* being due by three bonds payable in *Scotts* money wth costs *als* exec

Miles vs Moore

The difference between *W^m Miles* and *George Moore* about a serv^t boy is dismist, and *Miles* ord^d to pay costs *als* exec

Miles vs Moore

The difference betweene *Will^m Miles* and *Thomas Moore* is dismist *Miles* ord^d to pay costs *als* exec

Place vs Carver

The difference depending betweene *M^r Rowland Place* Attōr of *Thomas Burdis* Bro to *W^m Burdis* plt and *Cap^t W^m Carver* deit about plate and pieces of Eight was referred to a Jury whose names are *Jn^o Richards Stephen Hamlyn Edward Wade W^m Whiteing Henry Applewayte ffra. Ayres Geo: Proctor W^m Alford Hubbard Harrell W^m Cookefon Jn^o Rogers John Leake* who upon their oathes bringe in this verdict that they find for the Defend^t, w^{ch} verdict the Court doth confirme wth costs/

21th of *April* 1670

[present]

GOVERNO^R Sir *Hen: Chickley Tho: Ludwell Secr Edward Diggs Major Gen^l Bennett*
Major Gen^l Smith Coll Warner Thos: Bland Hen: Corbyn Coll Bacon
Coll Willis Esq^{rs}

Reeve vs Dale

M^r Edward Dale confesseth Judgm^t to *Henry Reeve* for paym^t of Seven thousand and Eighty pounds of Tobō and Caske wth costs to be paid in *Chuckatuck* on the tenth of *October* next/

M^{rs} Bynns
Inventory

M^{rs} Bynns upon her Corporall oath presented the Inventory of all and Singuler the estate of her husband *M^r Tho Bynns* dec^d to whome she is Adm^x w^{ch} is ord^d to be Recorded/

Barlow

Barlow et Guttree
about *Stiles*
estate

It is the Judgm^t of this Court that the right of the Personall estate belonging to *Jⁿ Stiles Jun^r* is in *Thomas Barlow* as guardian to *Charles Bannister* halfe Brother of the said *Stiles* and not in *Guttree* in right of *Joane* his wife who claymes kindred from *Jⁿ Stiles Sen^r* father of the said *Jⁿ Stiles Jun^r*: Admⁱcon is therefore granted the *f^d* *Barlow* in the right aforesd on all and Singuler the Personall estate of the said *Stiles Jun^r* he giveing caution according to Law in case the said *Guttree* at next Cor^t shew not suff^t reasons to the contrary, And it is further the Judgm^t of the Cor^t that the Said *Guttree* in right of his Said wife hath the best right to the escheat of the *f^d* *Stiles Jun^r* his land, she bringing evidence that the Said *Jⁿ Stiles Sen^r* in his life tyme acknowledged her a kinswoman/

Newell et Cleare

Mr Sam^t Oufteene as Attor and on the behalf of *Mr Ambrose Cleare*, and *Mr Jonathan Newell* confesseth Judgm^t each to other upon two bonds under their hands and seals for two hundred thousand pounds of tob^o and Caske Conditionally to Stand to P^rforme and abide the Award ord^r doome & arbitram^t of *Mr Thomas Hunt* & *Mr W^m Drumond* in a Difference between them and in case they the said *Mr Drumond* and *Mr Hunt* doe not agree, they are to choose an umpire p^rvided it be determined between this and the tenth of *June* next

Haynes vs Bracy

The difference betweene *Anth Haynes p^l* and *Mr Bracy* Guardian to orphan [?] of *Coll Miles Cary* sen about land escheated by the *S^d*. *Coll Cary* is refferred to the next Court the third day The Court being at p^rsent of opinion that the Right of the . . . then be made appeare that the said *Haynes* . . . *Coll Cary* . . . life tyme

Whitehaire vs
Newell &
Ballard

Mr Jonathan Newell and *mr Thomas Ballard* . . . to *mr Robert Whitehaire* Attor of *mr w^m Sare[?]* for . . . of Tob^o upon the tenth of *November* next being in full of a Judm^t of this Court for a greater Quantity *mr Newell* acknowledge . . . of the said *mr Whitehaire* thirty six pounds . . . being mentioⁿed in the form^r ord^r

Mr^s Stevens
ord^d

Upon the reasonable peti^con of *mr^s frances Stephens* the Reli^ct of Cap^t *Sam^t Stephens* dec^d *It is ord^d*ed that . . . Immediately poss^est of all the housing Lands and per^sonal property made over to her by her said husband by deed of gi^ft to her and her heirs and by him confirmed and acknowledged in Court, being at . . . in *Warwick County* & it is also ord^ded that *Mr John Hill* who is now upon the said land sh^all have the use of such neccessary housing as the said *Mr^s Stevens* sh^all allow him upon the plantation where *fact^r Winsmore* lived this p^rsent yeare and that he may quietly reap what he hath now Sowen or planted upon the said land as alsoe make use of his tob^o plants Admⁱcon is granted to *Mr^s frances Stevens* the reli^ct of the said Cap^t *Sam^t Stephens* dec^d upon the remaind^r of her husbands estate wth the will annexed that she now p^rduceth, she giveing Caution to save this Court harmeles And it is ord^ded that the said will with the oath of *Mr Henry ffilmer* together with the said *Mr^s Stephens* deed of Gi^ft be recorded in this court

21st of Ap^l 1670

[present]

GOVR S^r Hen: Chickley Tho. Ludwell Sec^r Edward Diggs Major Gen^l Smith
Major Gen^l Bennett Cöll Bacon Hen Corbyn Cöll Wyllis Esq^{rs}

Ballard vs
ship Dolphin

m^r Thomas Ballard Informes this Court that there is a ship in James river one Emanuell Lory mafter w^{ch} goeth by the name of the Dolphin of Dartmoth w^{ch} belongeth to Dutch owners and is manned contrary to Act of parliam^t It is therefore ord^d that the said Shipp wth all her goods Tacle furniture and apparrell be forthwth Seized for the use of his ma^{te}, and that the mast^r of the said Shipp be forthwth Sumon^{ed} to this Court to shew his reasons & defend his said shipp, And if it appeare that the Said Ship is forfeit^d the f^d m^r Ballard to have a grant thereof according as the Act of parliam^t in that case p^{ro}vides

Smiths ord^r vs
Serv^{ts} and
cleared by
p^{ro}clamation

Henry Smith of Accomack County being Indict^d for two rapes supposed to be Comitted on the bodies of Mary Jones & Mary Hewes was brought to tryall and his Indictm^t was by the Grand Jury brought in Ignoramus, and was cleared by p^{ro}clamation, and It is ord^d that the said Mary Hewes and Mary Jones being his Serv^{ts} are ord^d to double there tyme they have been from him.

Peite and
Stevenson
cleared by
p^{ro}clamation
Yates vs Isham

Thomas Peite and Thomas Stevenson being Indict^d for Stealeing two hhds of Töbo was cleared by p^{ro}clamation the Grand Jury being in Ignoramus vpon the bill and are ord^d to remaine in the Sheriffs Custody till they have paid their Just fees.

. . . in the Difference between James Yates and Cap^t Isham . . . Sheriff of Hen^o County that the said Cap^t Isham forthwth . . . said Yates his Gun w^{ch} he form^{ly} seized for the said Yates Boyes and the said Yates is ord^r to give him the said Cap^t Isham his bill with good security for his levyes and eafy pay to beare his owne Charges.

Barber vs Hills
exec

Judgment is granted M^r Edward Barber ag^t Justinian Hill for payment of Six hundred and Seventeene pounds of tob^o and Caske wth wth costs wth forbearance als exec the bill being for two thousand pounds of tob^o and Caske but the residue being paid by ord^r of Eliz Citty County Court.

Robins nonsute
Guy

Thomas Robins nonsuites w^m Guy noe Declaraçon being Entred

Scarburgh ord^r
about the alter-
açon of the
bounds bet this
Collony &
Maryland

Whereas we are informed that Co^{ll} Edmond Scarburgh Surveyor Gen^l of this Collony contrary to o^r knowledge and wthout o^r ord^r or consents is intended to alter the bounds lately laid out between this Collony and the p^{ro}vince of Maryland on the Easterne Shoare, It is therefore ord^d that Co^{ll} John Stringer doe forthwith after his arrivall at Accomack in the name and by the authority of this Court Comand the said Co^{ll} Scarburgh not to p^{ro}ceed to the alteration of the said bounds till he receive ord^r from this Court foe to doe as he will answere his Contempt at his p^{ro}ill.

Baker vs Ellis

The ord^r and verdict of a Jury from Kent Court Dated the two and twentieth of December 1669 betweene Henry Baker p^l and Rich Ellis Def^t about hogstealing, Ellis appealeing to this Court, It was after much debate ord^d, that the said ord^r of Kent Court & Juryes verdict be confirmed And Ellis ord^d to pay damages and costs as in case of appeales according to Act als exec

Warren

Warren p̄ probate
of his fathers will

The last will and Testament of Mr *Thomas warren* of *Surry* County dec^d was p̄ved in Co^t by the oathes of *John Corker* and *will^m Thomson* and a p̄bate therefore granted to *will^m Warren* sone of the said *Thomas warren* in the said will nominated Executor.

Crafford et Wyth p̄
quietus vs
Spackman

It is ord^d that Mr *David Crafford* and Mr *ffrancis wyth* Adm^{rs} of the estate of *Henry Spackman* dec^d; have their *quietus*, from the f^d Estate they haveing p̄duced an acc^t wherein they have paid beyond affetts w^{ch} acc^t is ord^d to be recorded.

Walker vs
Elliott

The difference between major *Tho walker* p̄lt & *will^m Elliott* def^t about a piece of land on *Queenes Creeke* at *Peanketank* in *Gloster* County, found granted to Mr *Tho: Boswell* and supposed to be by him deserted, *It is here ord^d* by, and wth the consent of the Said p̄tyes that the Said *Elliott* possels and Enjoy the said land in question for ever, And the Said *Elliott* is hereby ord^d to pay unto the Said Major *Tho: Walker* his double cofts and expenses Justly expended about the Said Suite *als* exec.

Cleaton vs
Jeffryes &
Colclough
Atach^{mt}

Whereas in november Co^t 1663 W^m *Roberts* since dec^d obteyned Judgm^t ag^t *Henry Corbyn* and *Rich Lee* Esq^{rs} as Attornys of Mr *Jeffryes* and Mr *Colclough* of *London* marc^{ts} for two hundred, twenty one pounds foureteen shill ten pence *Sterl* w^{ch} f^d debt nor any p̄t thereof not Being paid And the Said *Roberts* dying made his will and bequeathed the same to W^m *Cleaton* who married wth the Daughter of the said *will^m Roberts* Atachm^t is therefore granted the f^d *Cleaton* ag^t the estate of the f^d *Jeffryes* and *Colclough* in whose hands foever it shall be found in *Virg^a* to this Co^t for Judgm^t for . . .

Iken sherriff
Andrews &
Kendall
ffendry vs
Elliott

Mr *Thomas Iken* appointed high Sheriff for *Warwick* County Major *Will^m Andrews & Co^{ll} Will^m kendall* are appointed to be of the Quorum for *Northampton* County.

It is ord^d that *Stephen ffendry* and . . . be paid by Mr *Elliot* for twelve days each of them being fumoned as evidences ag^t Major *Tho: Walker* according to Act.

Potter vs Ruth
Atachm^t ex

It is ord^d upon the reasonale petiçon of L^t Co^{ll} *Cutberth Potter* that he have an Atachm^t granted him ag^t all and singuler the estate of *Ifack Ruth* in this Country being employed and intrusted by the said *Potter* with a vessell and aconsiderable quantity of goods and hath made noe retorne of either for the Securing of the said *Potters* interest retornable to this Court where the said *Potter* is to make his debt appeare.

Aprill the 22th 1670

[p̄sent]

EDWARD DIGGS Major Gen^{ll} *Bennett* Major Gen^{ll} *Smith Theo: Bland Hen: Corbyn*
Co^{ll} *Bacon* Co^{ll} *Warner* Co^{ll} *Beale* Esq^{rs}

Lightfoot vs
Reeve

A refference at the request of the Defend^t is granted in the difference between Mr *Phill Lightfoot* pl^t and *ffra: Reeve* def^t to the third day of the next Gen^{ll} Court.

Place vs Stith

The difference between Mr *Rowland Place* pl^t and Mr *Jn^o Stith* def^t is referred to the third day of the next Co^t.

Place vs. Stith

The difference between Mr *Rowland Place* pl^t and *Jn^o Stith* def^t is referred to the third day of the next gen^{ll} Co^t.

Marshall

*Marshall vs
Baker*

Will^m Marshall Servant to *Mr Lawrence Baker* is declared free by this Court and ord^ded that the said *Baker* pay him his corne and cloathes according to Custome as alsoe a hhd of tob^o for his tyme he served longer than he ought wth cofts *als* exec.

*Loryes ord^r about
the ship Dolphin*

Mr. Thomas Ballard yesterday Informeing ag^t *Emanuel Lory* Comand^r of the Ship *Dolphin* of *Dartmoth* that she was not a free shipp for trade and not manned according to Act of parliam^t, And the said *Lory* Now p^osonally appearing and p^oducing his Certificate from the Custome house at *Dover* as alsoe his cocketts for Lading and alsoe declaring that he had but two *dutchmen* aboard that were Seamen, It was after much Serious debate and examination in the p^omiffes (& for the reasons afores^d) the opinion of the whole Court that the said Ship *Dolphin* is a free shipp And forasmuch as the said *Lory* did not leave his Certificate and Cocketts in the office to be recorded. *It is ord^ded* that he pay unto the p^osons that were pressed and for the boate hire one thousand pounds of tob^o and Caske

*Corbyn & Smith
Esq^{rs} delivery of
bill to Mr Pate*

Majo^r Gen^l *Robert Smith* and *Henry Corbyn* Esq^{rs} in Court delived unto *Mr Jn^o Pate* Attorney of *ffrancis Vassfall* Esq^r Adm^r of *Samⁱ & Henry Vassfall* and *Mary Cliffe* dec^d bills of Exchange for what is due from them as being intrusted by this Co^{rt} with two thirds of the said *Vassfalls* and *Cliffes* estate.

*Jenning and
Bassett vs Pate*

Mr Jn Pate appears in Court and confesses Judgm^t to Cap^t *peter Jenning* and Cap^t *Will^m Bassett* for the Sume of fixteene hundred pounds to save them and their heires Exec^{rs} and adm^{rs} harmelefs of and from all damages troubles or molestations whatsoever that shall come or happen to them or either of them as being the said *Mr pates* security in this Court about the estates of *Samⁱ Vassfall* *Henry Vassfall* & *Mary Cliffe*.

*Andrews vs
Bynns*

The Difference depending betweene Majo^r *Will^m Andrews* Guardian of *George Evelyn* orp^t of *Mountjoy Evelyn* p^lc and *Mr Eliz Bynns* Adm^r of *Thomas Bynns* dec^d about *Grindalls hill* is difmift, And the said *Mr^s Bynns* in the right of the said *Tho: Bynns* to remain in possession, neither of the orphts being at age.

22th of Ap^l afternoon

[p^osent]

GOVERNO^R *Hen Chichley Tho: Ludwell* Sec^r *Edward Diggs* Majo^r Gen^l *Bennett*
Coll *Warner Theo: Bland* Coll *Bacon* Coll *Willis* Esq^{rs}

Clarkes Clayme

Edward Bleeke Attor and on the behalfe of the heires of *Mr John Clarke* who heretofore lived at the *middle plantation* doth make clayme to all the lands of the f^d *Clarkes* in this Country.

*Bell et als vs
Baker*

Thomas Bell *John Guttree* and *Samⁱ Wynn* being Sumoned as evidences by *Henry Baker* ag^t *Rich Ellis* and haveing attended foure dayes apiece are ord^ded to be paid by *Baker* according to Act *als* exec

*Broadick vs
Reader*

Atachm^t is granted *Rich Broadick* ag^t *Henry Reader* upon a penall bond of eight thousand nyne hundred and Sixty pounds of Tob^o and Caske being returned by the Sheff^r of *New Kent County* *non est Inventus* retorne according to Act

Whitby

Whitby choice
of Todd for his
guardian
Cammock

Land

Ord^r of mastr^s to
give bond

Loyd vs Sockey

Decon vs Nevett

Pleasants
vs
Crewes

Hyre vs James

Will^m Whitby Sonne of Will^m Whitby dec^d: appears in Court and petitions that Mr Thomas Tod may be admitted his guardian w^{ch} is accordingly granted

Warwick Camock hath ord^r granted to pattent Seven hundred acres of land on the North side of Rappā river form^{ly} granted to Vincent Stamford and by him deferted and since granted to Robert Pollard and by him deferted. Ent rights according to custome.

All mastr^s of Shippes or Vessells trading into this Collony are hereby ord^d to give bond to the Collecto^r or those who are appointed to make Entryes to unloade what Tobo or goods they shall receive aboard in some of his maj^{ty}s ports according to Act of Parliam^t notwth standing they have Certificates that they have given bond in England as they will answere their contempt to the contrary

Judgm^t is granted Mr Owen Loyd ag^t Mr^s Eliz Sockey widd for paym^t of two thousand pounds of Tobo and Caske to be paid according to Specialty wth costs als exec.

In the difference depending betweene Mr Tho: Deacon p^t and Mr Hugh Nevett def^t about a Parcel of Land by the said Deacon mortgaged to the said Nevett for the Sume of Sixty pounds Sterl It is ord^d that the said Deacon pay unto the said Nevett the said Sume of Sixty pounds Sterl and the said Deacon to enjoy the land And whereas the said Nevett hath been much out in building cleareing and makeing a plantation therevpon. It is ord^d that a Jury of the neighbourhood be Impannelled by the Sheriff to enquire of the Impvement and meane profits of the said land w^{ch} said Juryes verdict is to be returned to the next Co^{rt} where Judgm^t is to passe and Nevett to Enjoy the Land till the next Cropp.

Cap^t James Crewes being arrested to the Co^{rt} by the Sheriff of Hen^o County at the Suite of Mr John Pleasants Attorney of Mr James . . . Mr. Will^m Beauchampe Exec^{rs} of Mr Jn^o Beauchamp dec^d . . . not appearing and Mr W^m ffisher being returned Security, Judgm^t is granted the said Pleasants as Attor afore said ag^t the said ffisher for what he shall make appeare due unlesse he cause the appearance of the said Crewes at next Court according to Act.

Judgm^t is granted Mr James Hyre Attorney of Mr Will^m Cocker who marryed the Relict of Cap^t Jn^o Whitty dec^d ag^t Mr Richard James for payment of tenn pounds three shillings Sterl with costs als exec.

April the 23rd 1670

present

MAJOR GEN^{LL} SMITH Edward Diggs Co^{ll} Warner Co^{ll} Swan Co^{ll} Bacon Hen: Corbyn Theo. Bland Co^{ll} Beale Co^{ll} Willis Esq^{rs}

Medford of Land

Mr John Medford hath ord^r granted to pattent three hundred acres of land Situate on the north Side of Rappā County in the Parish of ffarneham being form^{ly} granted to John Suckett and is by him deferted Entring rights according to Act.

Smith vs
Servants

It is ord^d that william Nock and Richard Chambers servants to Mr Henry Smith retorne wth him to Accomack and there remaine wth him till the next Gen^{ll} Court where the sd Smith is to make his damages appeare ag^t them.

ord^r

ord^r vs the shipp
hope of Amsterdam

Whereas upon the information of *Theoderick Bland Esq^r* the shipp hope of Amsterdam was in *October* last by this Court ord^d to be Seized and the master of the said Ship to be arrested to appeare this p^{re}sent *Aprill* to answere before the Court, to the Comp^{te} of the said *Theo. Bland Esq^r* on behalfe of his ma^{ty} for that the said Ship was a *Dutch* ship and navigated contrary to Act of parliam^t to the acc^{on} the said Master being returned *non est Inventus*, It is ord^d by this Court that notwthstanding the said ship be appraised Soe doe st^{ill} remaine und^r arrest untill the master shall come forth and shew good reasons to cleare her or shall absent himself Soe long as by the Law she may be convicted by reason of his non appearance and Co^{ll}. *Jn^o Stringer* is hereby ord^d & authorized to take care and provide that the said Ship be Soe Secured as to be forthcomeing at her tryall as alsoe to make dilligent Search and Enquiry what loading was brought in by this said Ship and now disposed of and to make report of the same to this Co^{rt} at their next Session.

Vassall vs Saffin

The differences between *M^r Jn^o Vassall* and *M^r Jn^o Saffin* about all acc^{ts} and other differences is put to the finall end and determination of *M^r Thomas Bushrod M^r Bracy M^r Tho. Williamson & M^r Tho mathew Theo Bland Esq^r* to be umpiere and finally to determine the same, The said m^r *Jn^o Vassall* and m^r *Jn^o Vassall [Saffin]* confesseth Judgm^t each to other in the Summe of five hundred pounds *Sterl* to stand to and abide the award of the aforefaid Gent^l and to meet in the afternoon

ffoxhall vs Lord

. . . betweene *M^r Jn^o ffoxhall*, and Cap^t *John Lord* is reff^d unto foure Gent^l of the County of *Rappa* each of them to choose two who are desired to meet upon some convenient tyme after notice given there to Enquire into all differences betweene them the said *ffoxhall* and *Lord* and make their report to the third day of the next Gen^l Court *M^r ffoxhall* makes choise of Major *Jn^o weire* & *M^r Jn^o Mott*, Cap^t *Lord* makes choise of Coll *Jn^o Catlett* & Cap^t *Tho Hawkins* and in case of the absence of either of the aforefaid Gent^l they doe by consent make choise of *M^r Will^m mofs* and Cap^t *Humphrey Booth*.

*Clayborne vs
Cleare*

The Difference betweene Cap^t *will^m Clayborne* and *M^r Ambrose Cleare* is by consent refferred to the third day of the next Gen^l Court the said *Clayborne* and *Cleare* p^{er}sonally to appeare unlesse Sicknes p^{re}vent either of them, and the ord^r ag^t *M^r Claybornes* Security to be void.

*Edwards vs
Bristoll*

Whereas it appeareth to this Co^{rt} that Cap^t *will^m Caswell* was indebted to *M^r Thomas Hunt* as guardian *will^m Edwards* orp^{ts} the summe of Six thousand Seven hundred and thirty pounds of tob^o and Caske: and suite being brought ag^t Cap^t *Robert Bristoll* Attor of the Adm^r of the said *Caswell* *M^r Robert Beverly* the said *Bristolls* Attorney pleaded in barr, that a former Judgm^t was granted the said Adm^r of more than the said *Caswells* estate came too, but that practise being found contrary to an Act of Assembly in that case p^{ro}vided It is ord^d that the said Cap^t *Bristoll* shall pay vnto the said orphants of *Edwards* the said summe of Six thousand Seven hundred and thirty pounds of tob^o and Caske wth costs out of what hath or hereafter shall come to his hands and if he hath sent what he hath received for *England* to the Adm^r it shall be accounted done in his owne wrong & shall not acquitt him from this paym^t it being contrary to the Law of the Country.

W^hepage vs
of toll
gua
Ca
p
Lai

Or^es p^r Serv^t
giv

arrable p^r Serv^t

utter vs Glover

Smith vs
Melling

Ludwell Esq^r vs
Whitty

Vpon the Petition of M^r *Richard Littlepage* assignee of M^r *Edward Sand'son* ag^t Cap^t *Robert Bristoll* Attor of the Adm^r of *Will^m Cafwell* de^d for Thirty Pounds *Sterl* due from the said *Cafwell* to the said *Sanderson* debt haveing been due for severall yeares, ord^r is granted the said M^r *Littlepage* ag^t the said *Bristol* for Paym^t thereof out of the said *Cafwell* his estate before any *English* debt be paid according to Act of Assembly wth cofts.

Mary Hewes late Serv^t to M^r *Henry Smith* appeares in Court and confeffeth that she hath foure yeares five months & fourteen dayes to ferve, and by the said *Smith* fold to M^r *Walter Chiles*, being her full tyme of servitude according to ord^r of this Court

Mary Jones late Serv^t to M^r *Hen: Smith* appeares in Court and confeffeth that she hath foure yeares to ferve and by the said *Smith* fold vnto M^r *Geo Marrable* being her full tyme of servitude according to ord^r of this Court

It is ord^d that *Rich Glover* appeare before *Hen: Corbyn* Esq^r or M^r *W^m Travis* or either of them betweene this and the tenth of *May* next and there declare upon oath whether the seven thousand one hundred and eighty pounds of tob^o and caske men^coned in his acc^t be included in the nyne thousand eight hundred seventy and six pounds of tob^o and Caske and there make appeare how he paid it, And that he confesse Judgm^t before him or them for the remaind^r for what shall appeare due to L^t Co^{ll} *Potter* wth cofts

Edward Smith being arrested to this Court at the fuite of M^r *Will^m Melling* and not appeareing is nonfuit and ord^d to pay cofts als exec

Judgm^t is granted to *Thomas Ludwell* Esq^r ag^t the estate of *Jn^o Whitty* de^d in the hands of M^r *James Hyre* Attor of M^r *Will^m Cocker* who marryed the Reli^ct and Exec^r of the said Cap^t *Jn^o Whitty* or in whose hands soever he shall finde any estate of the s^d *Whittys* for paym^t of forty five pounds seventeen shillings ten pence with cofts

April 25th 1670

psent

GOVERN^r Sir *Hen: Chichley* Tho: *Ludwell* Secr *Theo: Bland* Maj^r *Geñll Smith*
Coll *Bacon* Coll *Beale* Esq^{rs}

French vs
fowler

Whereas in October Court last *Jn^o ffrench* obteyned ord^r ag^t *George ffowler* as Security for the appearance of *Plomer Bray* who was fued for three thousand three hundred Pounds of Tob^o and Caske vneffe *Bray* should appeare this Court and the said *Bray* now not appearing Judgm^t is granted the said *ffrench* ag^t the s^d *ffowler* for paym^t of the said sume wth cofts als exec

Barber vs
Watkins

The difference betweene M^{rs} *Letitia Barber* p^l and and *Phill Watkins* about a mare is referred to the Com^{rs} of *Yorke* County Court where the witneses are ord^d to be as alsoe the mare, and a Jury to be Impannelled to enquire into the p^rmisses and the said Court to determine the same

Greene vs
Holmewood

The difference betweene M^r *Roger Greene* & M^r *Holmewood* is referred till April Co^rt next and the form^r ord^r of this Court to be of force

Hunt

*Hunt vs
Munger*

In the difference betweene Mr *Thomas Hunt* and Mr *Jn^o Munger* as marrying the relict of *Edward Bushell* def^t *It is ord^d* that the determination thereof be refferred untill the third day of the next Gen^l Court at w^{ch} Court the s^d Mr *Hunt* is to cleare the question about an Atachm^t p^tended to be served vpon the mill

Hunt p^t Bridge

Vpon the reasonable petition of Mr *Thomas Hunt* wherein he is willing to keepe and maintaine a goode and passable roadway for horse foot and carts over the Mill Dam at *Poetan* [?] *It is ord^d* that the said Mr *Hunt* be henceforward obliged to p^rform the same at that he shall receive yearely from the publiq for so long as he maintaineth the said way one thousand pounds of tob^o and Cace w^{ch} shall be laid in *James Citty* or *Yorke* Countyes every year

Pindar vs Babb

In the difference betweene *Jn^o Pindar* p^t, & Mr *Rob^t Babb* p^t and betweene the Said Mr *Babb* p^t and the said defend^t being a crossse accon after long debate in Court of Either Side *It is resolved by the Cor^t and accordingly ord^d* that the said *Pindar* shall receive of the said Mr *Babb* the Eleven thousand Six hundred pounds of Tob^o and Caske form^ly granted him by ord^r of *Surry* Court or Soe much thereof as is behind and unpaid and that Mr *Babb* by reason of the late Collection of the Sheriff shall not have his mill Seized upon untill the last of *March* next, (in case the said Mr *Babb* does not Satisfye the said debt to the said *Pindar* before) w^{ch} mill by vertue of this ord^r and wth the consent of the said Mr *Babb* in Court is bound over to the said *Pindar* for . . . of the said debt

And the said Mr *Babb* is alsoe releasd from . . . charges of the private court called at *Surry*, but is to pay unto the said *Pindar* in respect of being soe long forborne Interest for his said tob^o and Cofts . . . of Court, and if the Said *pindar* demand wage for the miller that kept the mill when she was in his possession then the said Mr *Babb* shall pay the same and shall receive a Just am^t of the p^rfitts of the Mill for the tyme that the said *pindar* had her

*Mr Secretary
vs
Whitty*

Whereas this Court *Thomas Ludwell* Esq^r obtayned Judgm^t ag^t the estate of Cap^t *Jn^o Whitty* dec^d in the hands of Mr *James Hyre* Attor of Mr *W^m Cocker* who marryed the Relict and adm^r of the said *Whitty* or in whose hands or custody soever it should be found for paym^t of forty five pounds Seventeen Shillings, tenn pence And whereas this Court is informed by the said *Tho. Ludwell* Esq^r that there is in the hands of *Henry Corbyn* Esq^r the Sum^e of Twenty five pounds *Ster* and in the hands of Mr *Richard James* the Sum^e of tenn pounds three shillings *Ster* w^{ch} belongs to the said *Whitty* in his estate, Judgm^t is upon the peti^on of the said *Thomas Ludwell* Esq^r granted him for the said Sum in the hands of the said Mr *Corbyn* and Mr *James*, as alsoe Judgm^t for tenn pounds fourteene shilling ten pence wth cofts in the hands of Cap^t *Edmond Lister* [?] if any estate of the said *Whittys* be in his hands

*James ord^r to be
added to James
Citty Cor^t
Ballard vs
Sorrell*

It is ord^d that Mr *Richard James* be added to the Comi^on of *James Citty* County and to be admitted and Sworne at the next Court to be held for the said County

Mr *Will^m May* and Mr *Richard Lawrence* are ord^d to examine in to the difference betweene Mr *Tho: Ballard* assignee of *Jn^o Nowell* & Mr *Rob^t Sorrell* and make their report to the next Court to be held for *James Citty* County where the s^d difference is to be determined

Woodward

Woodward et Bacon

The controverſie long depending betweene Cap^t *Will^m Woolward* p^l^t and Co^{ll} *Nath Bacon* def^t about the Land of *Justinian Cooper* dec^d was this day mooved in Court and for the avoyding of further vexation and charges of Law in the ſaid difference and for the friendly and peaceable ending thereof the ſaid p^l^t and Def^t did voluntarily and wth equall conſent in open Court referr the ſinnall determination of the ſ^d Suite to foure of the Hon^{ble} Counſell viz Major Gen^l *Richard Bennett* and Theo: *Bland* Eſq^r for the p^l^t and *Edward Diggs* and *Francis Willis* Eſq^r for the Defend^t and in caſe of diſagreement choſe four gentlemen to chooſe an vmpire the ſaid Award to be given up and finiſhed by or before the twenty fifth Day of *June* next at *James Citty* and the ſaid Cap^t *W^m woolward* and Co^{ll} *Nath Bacon* doe hereby confeſſe Judgm^t each to other in the Sume of two thouſand pounds *Sterl* to abide and p^{er}forme the aforeſaid determination to be paid by the party Not Submitting unto the other and execucon to iſſue for the ſaid Sume upon this ord^r

Buſhrod vs Shelſton

The difference betweene Mr *Thomas Buſhrod* & Mr *Shelſton* about a young Stone horſe is referred to *York County* Court ther to be finally ended and determined where the horſe and Brands are to be p^{ro}duced.

Atach^{mt} is granted Mr *Jn^o Vaffall* & Mr *Jn^o Saffin* ag^t the eſtate of *Henry Vaffall* in the hands of *Hen: vaffall* and *mary Cliffe* for two hundred . . . pounds one ſhilling and foure pence beſides intereſt retor^d to the third day of the next Gen^l Court where the ſaid *vaffall* and *Saffin* are to make their debt appeare.

Or^d about Sheppards will

The will of *Jn^o Sheppard* dec^d is referrd for p^{ro}bte thereof to the next Court to be held for *Surry County* whether the ſaid *Sheppard* was of age or not at the tyme of makeing his ſaid will and make report thereof to the third day of the next Gen^l Court.

Mathew vs. Raddon et Evans.

Atachment is granted Mr *Thomas Mathew* ag^t. the eſtate of *Philip Evans* & *Thomas Raddon* retor to next Court where the ſaid *Mathew* is to make his debt appeare.

The difference between Mr *Rich price* & Mr *W^m Cary* . . . conſent of the Attorneys referred to the next Court to be held for *Lancaſter County* there to be finally ended and determined.

Peirce vs Cary

The difference betweene Mr *Rich Peirce* & Mr *W^m Cary* & by conſent of the Attornyes referred to the next Court to be held for *Lancaſter County* there to be finally ended and determined

Stephens ord^r p^{er} Inventory

It is ord^{ed} that m^{rs} *Stephens* Adm^x of Mr *Sam^l Stephens* dec^d p^{re}ſent Inventory of her ſaid huſbands eſtate vpon oath to the next Court.

Plover vs Reeve

The difference betweene Mr *Jn^o plover* Sonne and Attor of *Jinnifer plover* Aſſigne of *Abraham Sharpe* Brother heire and adm^r of *Robert Sharpe* dec^d p^l^t and *Henry Reeve* def^t is referred to the Com^{rs} of *Rappah. County* Court and they to make inquiry into the ſaid difference and make their report to the fourth day of the next Gen^l Court.

Napier vs Dowers

It is ord^{ed} that major *George maſon* late Sheriff of *Stafford County* or the Sheriff for the tyme being cauſe the personal appearance of *Tho: Dowers* to the third day of the next Gen^l Court to anſwere the Comp^t of M^{rs} *Mary Napier* widd.

Place

*Place vs
Pleasants*

Mr Rowland place arresting Mr Jn^o pleasants Attorney of Mr James Janney to this Court and pretending about three hundred pounds sterl due from the said Janney It is ord^d that the said pleasants shall not be hindred in sending home any retornes that he shall have ready to send by this present Shipping but he is ord^d not to send home the remaind^r of those concernes by the next shipping untill the Complaint of the said Rowland place be resolved and adjudged by this Hon^{ble} Court.

Bleeke vs Cotten

It is ord^d by consent that Mr Jn^o Cotten Attor of Tho. pearle the Adm^r of Richard pearle dec^d shall according to the direc^{cion} of the said Tho: pearle deliver unto Mr Edward Bleeke Attor of Alexand^r Martyn soe much goods as are left and unfold belonging to the said Martyn w^{ch} amount unto twenty five pounds twelve shill three pence and that it shall be referred to Mr Rich Stock & Mr Jn^o Bracegirdle to view the books of acc^t of the said Rich. pearle dec^d and to see what goods belonging to the said Alexand^r Martyn were disposed of by the said pearle and at what rates and to proportion the charges of freight Storidge and recovering the goods from Coll Beale w^{ch} is to be allowed out of the tob^o that shall appeare to be due to Mr Martyn and Mr Cotten [is to give] Mr Bleeke good bills for so much Tobo as shall appeare [due Mr Martyn for such p^t of his goods that were sold

This Court adjourned to the Twentyeth day of June next where all acc^{ions} upon the Dockquett and references from the last Court are to be heard

Test Rich Awborne Cl Con

At a Gen^l Court held by adjourn^t this Twentyeth of June
1670/

[present]

SR W^m BERKELEY kn^t Gover &c Tho: Ludwell Secr Coll Swann Theo: Bland Esq^{rs}

Parke Councel^r

L^t Coll Dan^t Parke was admitted and Sworne one of his Ma^{ty}
Councell of State for this Collony of Virg^a./

Cap^t Jennings
Councel^r

Cap^t Peter Jennings was admitted and Sworne one of his Ma^{ty}
Councell of State for this Collony of Virg^a

June the 21th 1670

[present]

SR W^m BERKELEY knt Governo^r &c Tho: Ludwell Secr Edward Diggs Co^{ll} Bacon
Co^{ll} Willis Theo Bland L^t. Coll Parke Esq^{rs}

Payne p Land

M^r Robert Payne hath foure year granted him longer than his
patt to feat five hundred and Eighty acres of Land neare *hunting*
quarter in the freshes of *Rappa* County *vt alijs*/

Corbyn p Land

Henry Corbyn Esq^r hath three yeares longer tyme granted him
to Seat a tract of Land in the freshes of *Rappā* by him purchafed
of Jⁿ^o Jellett

Medford p
Land

M^r John Medford hath ord^r granted him to pattent one hundred
and fifty acres of Land on the South East Side of *Totaskeys* creeke
called *mount more* form^{ly} granted to *Robert Bayly* and by him
deserted Entring writes according to Law.

May p Land

M^r will^m May hath ord^r granted him to pattent about halfe acre
of land in *James Citty* adjoyneing to the Said M^r *Mayer* owne
Land, and the land now in the possession of Major *Hone* he
planting an orchard thereupon and paying the accustomed rent/

Coll Parke p a
gleebe

L^t Coll Dan^t Parke on the behalfe of the Inhabitants of . . .
p^rish in *yorke* County Informeing this Court that there is noe
gleebe laid out for their Said p^rish It is therefore ord^d upon the
reasonable peti^{con} of the Said Co^{ll} Parke that the first p^l of Land
that deserts or shall be found waft wthin the p^{cin}ct of the Said
p^rish shall be granted to them for a gleebe, as alsoe the first p^{cell}
of laid that shall escheate unlesse some other p^{son} can make
appeare a just clayme to have the grant of the said Escheate, as
being heire or a purchaser/

Ballard p a
gleebe

M^r Tho: Ballard on the behalfe of the p^rish of *Middletowne*
p^rish in *James Citty* County Informeing this Co^{rt} that there is no
gleebe laid out for the said p^rish. It is therefore ord^d upon the
reasonable peti^{con} of the said M^r Ballard that the first p^{cell} of land
that deserts, shall be found waft or escheate be granted unto the
said p^rish for a gleebe unlesse som p^{son} can make appeare to have
agrant of the said Escheate as being heire or a purchaser

Corbyn p Land

Henry Corbyn Eq^r hath ord^r granted . . . and forty acres
of Land in *Lancaster* County . . . to Nath^t Browne and George
Vezey and by them . . .

M^{rs}

Mr^s Williams ord^r
about her
hufbands debts

It is the Judgm^t of the Court that if *Shadrach Williams* psonall
estate was Suff^t to pay his Debts that the said Debts shall be paid
out of his said estate Sold at the outcry . . . land not lyable to
an extent for paym^t of his Debts . . . his psonall estate were
Sufficient./

June the 21th 1670

[p^{se}nt]

GOVERNO^r Edward Diggs Co^{ll} Swann Theo: Bland Esq^r

Mr^s Roberts ord^r for
pbate of her
hufbands will

In the Difference betweene *Peter Butts* and the . . . of the
estate of *Jn^o Knoxton* about a mare upon an appeale from *Warwick*
Court It is ord^d that the said Court of *Warwick* . . . of the
pmisses and ord^r every Creditor to be paid out of *Knoxtons* estate
according to the merritts of their just debts and the mare in
question to remaine in *Butts* posselssion

The last will and testament of Mr *Richard Roberts* de^{cd} was
p^{ro}ved in Co^{rt} by the oath of Mr *John Major* and Mr *ffrancis Morgan*
another of the witnesses to the said Will by reason of his lamenes
is ord^d (upon notice given him) to appeare before two of the
magistrates of *Gloster* County who are desired to administ^r him his
oath for further proof of the said will, And a Com^{on} of Adm^{ic}on
wth the said will annexed is granted to *Mary Roberts* his relict she
giveing Caution according to Law, Mr *Sam^l Oufteene John Leviston*
Mr *John Harwell* and Cap^t *Will^m Jones* at some convenient tyme
betweene this and the last of *July* next upon notice given them by
the said *Mary* are ord^d to meet at the house of the said *Roberts*
and there Inventory and appraise all and Singuler the psonall
estate of the said *Roberts*, w^{ch} at next Court the said *Mary* is to p^{se}nt
vpon her Corporall oath and Mr *Jn^o Lewis* is desired to Administ^r
them their oaths

Wyatt p land

William Wyatt Jun^r hath ord^r granted to pattent about five
hundred acres of Land in *Kent* County lying behind the land of
Mr *Barnabafs* and the land of Major *Will^m Wyatt* Sen^r form^{ly}
granted to *Peter ffoard* and by him Deserted Ent rights according
to Law

Medford for
land

Mr *John Medford* hath ord^r granted him to pattent two hundred
acres of Land lying on the Easter side of *Totaskeyes* Creeke in
Rappā County Form^{ly} granted to *Jn^o Suckett* and by him deserted
Entering rites according to Act

22th of June 1670

[p^{se}nt]

GOVER Edward Diggs Major Gen^{ll} Bennett Coll Swann Coll Bacon Theo: Bland
Coll Willis L^t Coll Parke

. . . ord^r granted him to pattent six hundred acres of land in
Charles City County form^{ly} granted to *John* . . . Ent rights
according to Act

Lawrence vs
Bland

The difference betweene Mr *Richard Lawrence* p^l and Coll *Theo*
Bland def^t is referrd to the third Day of the next Gen^{ll} Court

Lawrence

*Lawrence vs
Applewhayte*

The Difference betweene Mr *Rich^d Lawrence* pl and Mr *Hen: Applewhayte* def^t is at the request of the Attor of the said *Applewhayte* reffered to the third day of the next Gen^l Court where the said *Applewhayte* is ordered ^{to} personally to appeare

*Manning vs
Richardson*

Judgm^t is granted Mr *James Minge* Attorney of *Phillip Manning* of *London* march^t ag^t Mr^s *Sarah Richardson* widd form^rly wife to Mr *Will^m Edwards* dec^d for paym^t of sixty foure pounds fifteene shillings *sterl* wth cofts being due for two butts of wyne sent for to the said *manning* in her widdowhood and before her marryage wth Mr *Will^m Richardson* her late husband

*Cooper vs
Morryson*

It is ord^d in the difference between *John Cooper* sonne of *John Cooper* dec^d pⁱ and Mr *Charles Morryson* who married the Exex of Co^l . . . Dec^d about . . . of land in *Elizabeth Citty* County that it be reffered to the Court of *Elizabeth Citty* County where they are to Enquire whether the said land now . . . be the land men^coned in an ord^r of this Court Dated the 20th of *September* 1661 and whether the said ord^r was ^{per}formed by the Jury And if it appeare to be the said land then the Said *Morryson* quietly and peaceably to keepe the possesseion of the said land and *Cooper* ord^d to pay the cofts.

*Sorrell vs
Waters*

It is ord^d in the difference between Mr *John waters* Exec^r of W^m *Hockaday* Jun^r Dec^d and Mr *Rob^t Sorrell* on the behalf of himselfe and children about certayne Legacyes given unto them by the Will of y^e said *Hockaday* that the ord^r of *Kent* Court for payment of the said Legacyes be confirmed And the Said *Waters* ord^d to pay damages and cofts as in case of appeals *als* exec *Waters* appealeing and noe . . . for the said appeareing.

22th of *June* 1670 afternoone

[present]

GOVERN^r *Edward Diggs* Major Gen^l *Bennett Theo: Bland* Co^l *Bacon* Coll *Willis*
L^t. Coll *parke* Esq^{rs}

Gunnell vs Vanley

The difference between Mr *Edward Gunnell* and Mr *James Vanley* about a floope is Dismiss^t.

*Bird nonfuites
Gardner*

Mr *Bird* attor ag^t *Quyney* and *Sadler* non fuites Mr *Martyn Gardner* not appeareing to pleinte

*Bushrod vs
Oufteene*

It is ord^d by consent in the Difference between Mr *Thomas Bushrod* Attor of Mr *Lory* of *Edenburgh* and Mr *Sam^t Oufteene* that noe exec issue out ag^t the said *Oufteene* upon a Judgm^t obtayned laft Court ag^t the said *Oufteene* for one hundred ninety seven pounds Seventeen shillings *Sterl* (and the execu^con now out to be of no force) and that the said *Oufteene* forthwith give bond with Suff^t Security for payment of the said Sume by the laft of *March* next *als* exec.

*Bushrod vs
Dixon*

The Difference betweene Mr *Tho: Bushrod* and Mr *Rich Dixon* is reffered till next Court the Second Day.

Rich Drury Will^m Breefe & Jn^o Rogers Sworne and gave their evidence *viva voce* ag^t *Alexander Phillis* priffon^r at the barr

Ballard Sworne

Tho. Ballard Esq^r was this day Sworne one of the Councel of State for this Collony.

Phillis

*Phillis burnt in
the hand*

Alexander Phillis being Indicted and arraigned . . . and takeing away severall goods out of the . . . as by the grand Jury brought in *Billa vera* and by the verdict of the pettit Jury brought in Guilty of ffelony upon w^{ch} . . . of his Clergy granted him And the said *Alexander Phillis* . . . Judgm^t was past by the Hon^{ble} Governor . . . well burnt in the hand, w^{ch} was accordingly done.

*Page ord^r for
restitu^{on} of his
goods*

It is ord^r that M^r *Jn^o page* have delivered to him what good *Alex Phillis* stole from him out of his store.

It is ord^{ed} upon the petition of M^r *Abraham* . . . and M^r *John Burnham* that M^r *John Catlett* M^r *Robert Beverly* and M^r *Geo: Morris* (who are to have tymely notice) or any two of them upon the fourth Day of *September* next meet at the house of *Henry Corbyn* in order to the surveigh of the Severall Tracts of Land men^{con}ed in the said peti^{con} and that they accordingly Survey and lay out the said severall tracts according to the Severall courfes and bounds of their severall grants as by the said peti^{con} is expresse^d and desired. And that an able Jury of the neighbourh^d be Impannelled by M^r *Robert Cheuning* M^r *Rich^d Parrott* a p^{ty} concerned being high Sherr to affist the said Surveyo^{rs} and to see that the chain is fairely and justly carryed, and Majo^r Gen^{ll} *Smith* and any one or two p^{rs}ons whome M^r *Parrott* shall appoint are desired to be p^{rs}ent for the more ord^{ly} p^{ceedings} therein And it is alsoe ord^{ed} that M^r *Parrott* have tymely notice of this order and as soone as conveniently may be after adjournm^t of this Court that if he have . . . this fame should not be executed his Hono^r may grant . . . the next Gen^{ll} Court and the Jury and Surveyo^{rs} . . . said peti^{cons} & this ord^r to be returned to the Gover and Court the third day of the next Gen^{ll} Court, this p^{ceeding} tending to the more speedy and just determina^{on} of the difference depending betweene the said M^r *Burnham* and other p^{rs}ons concerned

The Court adjourne till . . . *Oclober* next where all differences

. . .

ATT A Gen^{ll} Court held at *James Citty* the tenth day of
October 1670

[present]

SR WILL^m BERKLEY Kn^t Governo^r S^r Hen: Chicheley Tho: Ludwell Se^cr Edward
Diggs Majo^r Gen^{ll} Smith Coll Tho: Swann Theo: Bland Tho: Ballard Esq^r

Washington p
Land

Majo^r John Washington hath order granted him to pattent foure hundred & fifty acres of Land at the head of *Nominy River* in *Westm^rland* County form^rly granted to M^r *Lestrange Mordant* and by him deferted entring rights according to Law.

The tenth of *October* afternoone

[present]

SR W^m BERKELEY Kn^t Gover S^r Hen: Chicheley Tho: Ludwell Secr Edwd Diggs
Majo^r Gen^{ll} Smith Coll. Swann Theo. Bland L^t. Coll Parke Tho Ballard Esq^r

James p Land

M^r Richard James hath ord^r granted to pattent one thousand acres of Land in *Northumb^rland* County but now in *Stafford* adjoining to the *Doegs* Illand but p^ted by a Small Creeke form^rly granted to *John Jenkins* by patt dated the 14th of *May 1653* and by him deferted Entring rights according to Law. the f^d M^r *Rich James* doth in open Court acknowledge that *Richard Awborne* clerke of this Court hath an equall share interest and p^rpriety to the said land.

Woodward p
Land

M^r Will^m Woodward hath ord^r granted him to pattent twelve hundred and Eighty acres of Land in *Henrico* County form^rly granted to C^{oll} *Thomas Stegg* and by him deferted Entring rights according to act.

Baxter and
Harris p Land

Thomas Baxter and Will^m *Harris* hath order granted to pattent three thousand acres of land in *Stafford* County deferted by C^{oll} *Miles Cary* Entring rights according to act

Randolph p
Land

M^r Henry Randolph hath order granted him to pattent Eleven hundred acres of land on . . . Creek in the freshes of *Rappā* deferted by Majo^r *Jn^o Weire* and M^r *Robert Payne* Entring rights according to Law

Harris rights
. . . .

Cert according to Act is granted to Will^m *Harris* for Importation of twelve p^rsons into this Collony Vidz Tho: *Ewing Jn^o Brent Edward Wood James Burton W^m Williams Peter Elmine ffra Loveden Dennis Markama Hen Stoner Robert Merritt W^m Rathell Jn^o Birch* vt alys.

Manfells ord^r

M^r Thomas Ballard on the behalfe of M^r David Manfell mooved this board that the word *Thomas* in a form^r ord^r of this Court might be made *John* about land deferted by *Jn^o Suggett*, and it is ord^red that *Manfells* . . . to M^r Ballard be recorded

Cornish exemption
from Levyes

The Court haveing Seriously confid^d the poverty and age of *Margarett Cornish* a negro woman doe ord^r that she be exempted from paying Levyes/

11th of October 1670 forenoone

[present]

SR W^m BERKELEY kn^t Gover & S^r Hen: Chichley Tho. Ludwell Sec. Edw^d Diggs
Major Gen^l Smith Coll Bacon Theo. Bland L^t Coll Parke Tho. Ballard Esq^r

Godwyn vs
Dodman

Whereas Coll Jn^o Dodman obtayned Judgm^t upon an atachm^t at Stafford Court held the 29th of January 1667 for one thousand pounds of tobō & Caske ag^t the estate of M^r Morgan Godwyn accrewing about a horse lent by the said Dodman to the said Godwyn. It being the Judgm^t of this Co^{rt} that the Judgm^t was illegally obtayned the f^d Godwyn not haveing lawfull notice thereof, and it appeareing that the said Godwyn had used means for the finding of the f^d horse though ineffectuall, *It is after much debate and serious confideration ord^ded* that the f^d Dodman deliver unto the said M^r Godwyn all the goods and bookes mençoned in an Inventory presented and Sworne to in Court by the said M^r. Godwyn, *and it is further ord^ded* that what goods or bookes the said Dodman hath of what was feized by vertue of the aforef^d Judgm^t be delivered in kinde provided they are as good as they were then, and Dodman to pay cofts als exec

11th afternoone

[present]

GOVERNO^r S^r Hen: Chichley Edw^d Diggs Major Gen Smith Coll Swann Coll
Bacon Theo: Bland L^t Coll Parke Tho: Ballard Esq^r

Greene cert
.....

Certificate according to Act is granted to M^r will^m Greene for fiftene hundred and fifty acres of land for the Importation of one and thirty persons into this Colony vidz Rodger Marshall Tho: Harris Jn^o Thomas Tho. Windar Jn^o Rowle Jn^o Hunt Jn^o Wilkinson Adry Perry Mary King Jn^o Butler Tho. Olevant Rich Elletts W^m Wilson Xpian Mitchell David Jones Xpofor Lowne ffra Bell Ann Tetin Ann Tallar W^m Wood Geo. Gore Rob^t Stocker Jn^o Watts Rich Thompson W^m Bankes Tho Watts w^{ch} f^d Cert is in Court by the f^d Greene assigned to Will^m Harris

Allertons ord^r
p banishm^t

Ord^ded that William Nelson als Peter Atherton for lying blasphemy forgery and mutiny Stand in the Court doore in James Citty two howers in the forenoon and two howers in the afternoone for two dayes together wth this order written in Capitall Letters, and that he be banished out of this Collony, and to remain in the Sherrs custody till opportunity presents for his said banishm^t and that he be difrobed of his Canonically garments

Godwyn vs
Dodman

The difference betweene M^r Morgan Godwyn Cl and Coll Jn^o Dodman is difmift and Dodman ordered to pay cofts, the f^d Dodman in open Co^{rt} that he was forry for the words he Spake ag^t the f^d Godwyn

Godwyn vs
Maffey

The difference betweene M^r Morgan Godwyn Cl and M^r Maffey is difmift and each p^{ty} to beare their owne charges

12th of October 1670

[present]

GOVERNOR S^r Henry Chichley Tho Ludwell Secr Edwd Diggs Major Gen^l Smith
 Theo: Bland Coll Swann L^t Coll Parke Coll Bacon Coll Jennings Tho Ballard

Kendall p
 land

M^r John Kendall hath ord^r granted him to patten five hundred
 acres of land deferted by Charles Ratcliffe Ent rights according to
 Act

Kendall p land

M^r John Kendall hath ord^r granted him to patt two hundred
 acres of land in Northampton County form^ly granted to Nich
 Lagler and by him deferted Ent rights according to Law

M^{rs} Lunsford
 ord^r p land

Whereas S^r Thomas Lunsford Kn^t Barron^t de^{cd} was by patten
 posselt of a Tract of land conteyneing about three or foure thousand
 acres of Land lying in the freshes of Rappā River comonly called
 Potobacco and whereas at this Court M^{rs} Katherine Lunsford one
 of the Daughters of the said S^r Thomas petitioning this Co^{rt} that
 she might be p^rmitted to Seat such p^rt of the said land in her
 owne right as this Court shoud thinke fit to allow The Court
 doth thereupon ord^r that she doe feat and possesse herselfe of some
 p^rt of the said land that may not p^rjudice the Indians now liveing
 vpon p^rt of the said land. And whereas there are three daught^{rs}
 in England by a form^r venture who hath not made any claime to
 the said land It is ord^red that if they doe not make their clayme
 to the f^d land according to Act, that then the said Katherine to
 have hold possesse and Enjoy the same to her and her heires for ever
 and the petition of the said Katherine ord^red to be recorded

Bowler fumons
 Wildey

Ord^red that the High Sherr of Northumb^rland County or his
 Deputy forthwth vpon Sight hereof Sumon the p^rsonall appearance
 of M^r W^m Wildy before the Gover and Counsell this p^rsent Gen^l
 Court then and there to testifye his knowledge in a cause depending
 betweene M^r Tho Bowler pl^t and M^r Jn^o Leare def^t and hereof
 you are not to faile

12th Octobr 1670 afternoone

[present]

GOVER S^r Hen: Chichley Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith Coll
 Bacon Coll Willis L^t Coll Parke Thos. Bland Coll Jennings Tho. Ballard Esq^{rs}

Holder p land

Richard Holder hath ord^r granted him to Survey layout & patten
 what waft land lyes betweene his orchard and the marfhe in
 James Citty not p^rjudicing any grant and Entring rights for the
 same and paying the rent accustomed

It is ord^red upon the the petition of M^r Will^m Cooke Clerke that
 he be allowed fix tithables and himselfe out of the County Levy
 according to Act.

Jordan attor
 Gen^l

L^t Coll George Jordan is appointed to be the kings Attor Gen^l
 for this Collony

Thomas vs
 Godwyn

M^r John Thomas is ord^red to be paid by M^r Morgan Godwyn
 one hundred and Sixty pounds of Tobo and Caske being Suppeaned
 as an Evidence ag^t Dodman

Applewayte

*Applewayte vs
Lawrence*

Mr Henry Appelwayte nonsuited *Mr Richard Lawrence* noe
cause of accon appeareing is ordered to pay damages and costs
according to Act als exec

13 of October 1670

[present]

GOVERNO^R S^r *Hen: Chichley Edward Diggs Major Gen^l Bennett Major Gen^l
Smith Coll Baker Coll Swann Coll Willis Theo: Bland L^t Coll Beale L^t Coll
Parke Coll Jennings Tho: Ballard Esq^r*

*Scarburghs
ord^r p^r confell
Cap^t Carr od^r
vs Hardwich
estate*

Vpon the motion of Coll *Edmond Scarburgh* that he may be
admitted to have counsell, *Mr W^m Cole* is accordingly assignd him
Cap^t *Jn^o Carr* Governo^r of *Delaware* Informing this Co^rt that
he hath taken vp in his Governm^t one *Jn^o Harwich* who was
drowned and the said Cap^t *Carr* further Informing this Court that
he hath been at some charge about the Corron^{rs} Inquest and
fun^rall charges, and whereas there was a bill found among the s^d
Hardwichs paper a bill of . . . for foure thousand pounds of
Tobo and Caske, It is ord^d that when the said Cap^t *Carr* shall
exhibite his acc^t that he be allowed his s^d reasonable charges out
of the said bill or any other estate of the said *Hardwich* in the first
place

*Ludwell Esq vs
Scarburgh*

In the difference betweene *Tho: Ludwell Esq^r* Attor of *Mr ffar-
vax:* and Coll *Edmond Scarburgh* It is ord^d that said *Scarburgh*
bring in his answere in Chancery tomorrow in the afternoone

*Jones vs Lee
ref^d*

The difference betweene *Mr Robert Jones* and *Mr ffrancis Lee*
is by consent referred to the third day of the next Court

13th 8^{br} afternoone

[present]

GOVE^R *Tho. Ludwell Secr Edwd Diggs Major Gen^l Bennett Major Gen^l Smith
Theo: Bland Coll Baker L^t Coll Beale L^t Coll Parke Esq^r*

*Roberts Inven-
tory*

The Inventory of the estate of *Mr Richard Roberts* dec^d was
presented to the Court vpon the Corporall oath of *Mr^s Roberts* his
relict & executrix w^{ch} Inventory is ordered to be recorded

Dickefson whipt

Ord^d y^t *Jn^o Dickefson* have thirty nyne lashes on his bare back
well laid on he haveing picked sev^rall mens pockets

Parrotts ord^r

Whereas *Mr Richard Parrott* as guardian to the orp^{ts} of *Dan^t
Welch* hath comenced a suite ag^t *Mr Jn^o Burnham* about land
It is the Judm^t of the Court and accordingly ordered that in
case *Parrott* be cast in the Suite that he pay the Damages himfelse
that shall arise and not to charge it to the orp^{ts} acc^t

*Burnham vs
Parott*

It is ordered in the difference betweene *Mr John Burnham* pl^t
& *Richard Parrott* on the behalfe of the orphants of *Dan^t Welch*
Defend^t that *Mr Robert Beverly* and *Mr Jn^o Lewis* wth Coll *Jn^o
Catlett* to be vmpires being p^rsons indifferently nominated by the
said pl^t and Defend^t haveing tymely notice meet at the house of
Henry Corbyn Esq^r vpon the two & Twentieth of *November* next
in order to the Surveying and laying out of the Severall traects of
Land now in dispute according to the Severall courfes and bounds
of their Severall grants, And that an able Jury of the neighborhood
be Impannelled by *Mr Robert Chowning* the said *Mr Parrot* being
high

high Sheriff for the said County to assist the said Survey^{rs} and see that the chaine is fairely and justly carryed, and M^r Mathew Kemp is desired to be then and there present to Sweare the Surveyor^s Jury and chaine carriers and to accompany them in laying out the same And it is further ordered that the Juro^{rs} report together wth the proceedings therein be returned to the third day of the next Court, And it is further ordered vpon the petition of the said M^r Parrott that the said Lands be Surveyed according to the expresse bounds of the Severall Pattents

Kirke p Lands

Randall Kirke hath order granted him to pattent about Eighty acres of land in Westm^rland County vpon the head of Nominy, and bounding vpon the land of M^{rs} Ann Broadhurst form^{ly} granted to W^m Everett & by him deserted Enttring rights according to Law

Searles et alii
p Charges

Ordered that Ann Searles Eliz Dunkin and Magdalen White be paid by the County of Westm^rland their charges according to Act being bound over to give Evidence ag^t Ann Lambe Criminall

ffishooke p
Land

Edward ffishooke hath order granted him to pattent two hundred & forty acres of Land in Westm^rland County at the head of Corewoman Creeke Form^{ly} granted to Randall Kirke & Jn^o Smith and by them deserted Enttring rights according to Law

Parrott p
Jeffryes estate

M^r Richard Parrott confesseth in Court that he hath in his hands effects in his hands of M^r Jeffryes & M^r Colclough to the value of two hundred pounds Sterl or thereabouts

Cleaton vs
Jeffryes estate
exec ex

Whereas by Judgm^t of this Court dated the 29th of Novem 1663 was granted ag^t the estate of M^r John Jeffryes and M^r Colcloth for two hundred twenty one pounds foureteen shillings ten pence due to W^m Roberts now dec^d w^{ch} order was renewed to William Cleaton to whome the said debt now belongeth the 23^d of Aprill 1669 but the payment being long delayed and the said Jeffryes and Colcloughs estate being now atached in the hands of M^r Richard Parrott It is ordered that the goods and other effects foe atached be seized in the hands of the said Richard Parrott and that according to the said Parrott his oath and the Invoyce of the said goods they be delivered vnto the said Cleaton or his order foe far as the goods shall amount towards paym^t of the f^d Debt and Charges, and M^r Robert Beverly is hereby Impowred to see them delivered M^r Parrott being High Sheriff of the County

Bullock vs
Smith &c reff^d

The difference betweene M^r Bullock & Coll Jennings and Major Jn^o Smith Guardians to Jn^o Mathews orp^t is referred to the third day of the next Court

Payton vs
Nelines

The order and verdict of a Jury from Northumberland Court Dated the 20th of July 1670 In the difference betweene Richard Nelines and Phillip Payton is confirmed Nelines appealeing and noe cause appearing for the same is ordered to pay Damages and cofts as in case of appeales als exec

October y^e 14th 1670

[present]

GOVERNO^r S^r Hen: Chickley Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith
Co^{ll} Swann Theo: Bland Co^{ll} Willis L^t Co^{ll} Beale Tho: Ballard L^t Co^{ll} Parke
Coll Jennings Esq^r

Gilson

Gilson p Land

Thomas Gilson hath order granted to pattent one thousand and fifty acres of Land in *Rappā*. County on the South Side of the river form'y granted to *Bethlehem Gilson* and by her deferted Enttring rights &c

Lord p Land

Cap^t *Jⁿ Lord* hath order granted to pattent a pcell of Land conteynening about Sixteene hundred acres of land form'y granted to *Toby Smith* and by him deferted lying in *Rappā* freshes Enttring rights according to Law.

Richardson vs Lydall

Whereas *Will^m Richardson* in his life tyme delivered vnto Cap^t *George Lyddall* alist of bills as vnder his hand appeares amounting to twelve thousand pounds of Tobo and Caske w^{ch} he was to retorne or be accomptable for and it appeareing that there was a bill of three thousand pounds Tob^o in the said Lift due from M^r *Arnold* w^{ch} belonged to the orp^{ts} of *W^m Edwards* deēd. *It is therefore ordered* that the Said *Lyddall* redeliver the Said bill to the Said *Edwards* orp^{ts} and as to the remaind^r of the Said bills an execution being laid in the Said *Lyddalls* hands for three thousand foure hundred forty Nyne pounds of Tob^o and Caske due to M^r *Drumond* assignee of M^r *Barber* and *Oufsteene* It is the Judgm^t of this Court *and accordinly further ordered* that the execution be paid in the first place and the f^d *Lyddall* to be accomptable to the admx of the said *Richardson* for the remainder according to receipt for the said bills she allowing Salary for what is received

Catlett p Land

Co^{ll} *Jⁿ Catlett* hath order granted him to pattent five hundred acres of land lying vpon *Omen Creeke* on the North side of *Rappā* river form'y granted to f^d *Catlett* and by him assigned to *Hen: Corbyn Esq^r* and by him deferted Enttring rights according to Law

Dale p Land

M^r *Edward Dale* hath order granted him to pattent five hundred acres of Land lying in *Corotoman* river in *Lancaster* County form'y granted to *Jⁿ Edwards* and by him deferted Ent rights according Law.

Jennings vs Lynny

Ordered that *Richard Lynny* vpon oath deliver vnto Co^{ll} *Peter Jennings* what glafiers tools he had hath belonging to *Abell Spencer* and pay cofts *als* exec

Lambe cleared by pclamation

Eliz Lambe being indicted and arraigned for murthering her childe was by the Grand Jury found guilty but by the petty Jury not guilty vpon w^{ch} she was cleared by pclamation

14th 8^{br} afternoone[p^{sent}]

GOVERNO^R S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Majo^r Gen^{ll} Smith*
Co^{ll} *Willis* Co^{ll} *Swann Theo: Bland L^t Co^{ll} Parke L^t Co^{ll} Beale Esq^r*

Interp^t's
Sworne

Henry Newcombe W^m Woodward Jⁿ Devorax and *Jⁿ King* Sworne in Co^{rt} Interpreters betweene the Indians and Co^{ll} *Scarburgh*

Gent appointed
to take exami-
naçons.

Tho: Ludwell Majo^r Gen^{ll} Smith Co^{ll} Swann & Theo: Bland are appointed & desired to take the examinations as they shall be delivered by the Interp^t's

Pipscoe vs Carter

It is ordered that *Thomas Carter* deliver vnto Cap^t *Pipscoe* an Indian his horse bridle and Saddle and retorne him Thirty good deere Skynns & pay cofts *als* exec

15th October 1670

[present]

GOVERNO^r S^r Hen: Chichley Edwd Diggs Major Gen^l Smith Theo: Bland Co^{ll}
Bacon L^t Co^{ll} Parke L^t Co^{ll} Beale Tho: Ballard

Townshend vs.
Alexander

It is ordered that the cause depending betweene Cap^t Jn^o Alexander & M^r Robert Townshend be Ejected and by reason the Said Alexander was the cause of the Suite he pay costs *als* exec

Pate &
Wormely Sec
for Reeve

M^r Jn^o Pate and Cap^t Christopher Wormely Enters themselves Jointly and severally Security for M^r Francis Reeve brother & heire of M^r Thomas Reeve de^{cd} from the clayme of any Person that shall or may clayme any debt or other estate by from and vnd^r the f^d Tho: Reeve

Bushrod vs
Dixon

The difference depending betweene M^r Tho: Bushrod, and M^r Richard Dixon about land at *blunt point* is referred to an able Jury p^t to be of the Comi^{ss}on of the County where the land lyes and of the neighbourhood to be impannelled by the Sherr of the said County to appeare vpon the tenth day of *January* next where they are strictly to Enquire what land it was that the Said Bushrod fold vnto the said Dixon where all evidences grants and pattents are to be presented to the Juro^{rs} w^{ch} verdict is to be returned to the third day of the next Gen^l Court and M^r Milner is alsoe ord^d to attend and assist the said Jury being a Surveyor.

17th of October 1670

[present]

SR W^m BERKELEY Kn^t Gover S^r Hen: Chichley Tho. Ludwell Sec^r Edward Diggs
Major Gen^l Smith Theo: Bland Coll willis L^t Co^{ll} Parke Esq^{rs}

Wakelyn vs.
Randall
Vaffall vs.
Pate

M^r Mathew Wakelyn Attor of M^r Andrew Chalwell nonfuites Tho: Randall noe decl being filed according to Law

It is ordered that the atach^{mt} Served in the hands of M^r Jn^o Pate attorney of M^r Henry Vaffall for two hundred and odd pounds *Sterl* be still continued in the f^d M^r Pates hands at the Suite of M^r Jn^o Vaffall & M^r Saffin till the third day of the next Gen^l Court In w^{ch} ty^{me} the said M^r Pate may have ord^r out of England from his Employer

Vaffall vs.
Saffin

An Atachm^{mt} is granted M^r Jn^o Vaffall Ag^t . . . Jn^o Saffin for foe much as is due to him the f^d Vaffall as by an Award vnd^r the hands of Severall ge^{nt} may appeare ret according to Act.

Sheppard vs.
Potter

The Difference between M^r. Sheppard and M^r Potter is at the request of Said M^r Pott^{rs} Attor referred to the fourth Day of the next Co^{rt}

Potter vs.
Goodrich

ordered that the writt abate L^t Co^{ll} Potter ag^t Co^{ll} Goodrich the said Goodrich being arrested in his own Capacity and declared against as a member of a *Rappā* County Court.

Hunt cert p
Rights

Certificate according to Act is granted to M^r Will^m Hunt for Eleven hundred and fifty acres of Land for importation of *Tho Bussey, Rob^t flint Ellenor Pounds w^m Thrassett Marmaduke Waddome Jn^o Elce Samⁱ pelly Mary Right Sara Thompson Joseph Hall Rich Collins Isaak Hill W^m Smith Mary Heath W^m Alford Charles Coop Mary wacum W^m Arme Henr Plowman W^m Hunt Anth: ffisher*

Daynes

Daynes vs
Holmewood

The difference betweene *will^m Daynes* attor of *Rich Russell* Grandfather and guardian to *Benedict Stafford* p^h and *Mr. Jn^o Holmwood* defen^t is referred to the fourth day of the next Gen^l Court.

ffoxcroft vs
Lee

It is after long debate ord^d in the difference between *Mr. Richard Lee* and *Mr. Ifaak ffoxcroft* vpon an appeale from an order of *Glofter Court* Dated the 16th of *september 1670* that the a foef^d od^r be reverfed and *Lee* ordered to pay cofts *als* exec

Chetwood p
Land

Mr. Tho: Chetwood hath order granted him to pattent five hundred and Sixty acres of Land in *Lancaster County* vpon the branches of *Moratico* form^ly granted to *Jn^o Newman* and by him deferted Entring rights according to Act.

17th 8^{br} afternoone

[p^{sent}]

GOVERNO^R S^r *Hen: Chichley Tho. Ludwell Secr Edwd Diggs Major Gen^l Smith Coll Swann Coll. Bacon Coll Willis Coll Beale L^r Coll Parke Coll Jennings Tho Ballard Esq^{rs}*

Deaton vs Reeve

The order that *Mr. Thomas Deaton* obteyned ag^t *Mr. ffra: Reeve* at a Court held for *Glofter County* the 16th of *July 1670* for three thousand five hundred & two pounds of Tob^o and Caske and eightene shillings *Ster* is by this Court confirmed wth this order that the said *Reeves* may pay his ordinary acc^t in ready money at tenn shill $\frac{3}{4}$ Cent Except the said two hhds charged in the said *Deatons* acc^t and the ballance of the Tob^o in Specie and Each p^{ty} to beare his owne charge.

Goldman p
Land

Thomas Goldman hath ord^r granted to pattent Six hundred acres of land on the South side of *Rappā River* in the freshes thereof joyneing to the land of *Xpofer Blackboorne & W^m Gray* form^ly granted to *James Coghill* and by him deferted Entring rights according to law

Halfehide vs
Todd

The order that *Will^m Halfehide* obteyned ag^t *Cap^t Thomas Todd* at a Court held for *Glofter County* the 16th of *May 1670* about dead freight is reverfed It appeareing to this Court after much debate that the Said *Todd* was not anywayes obliged for the Same And *whereas* the Said *Halfehide* claymeth certaine debt due to him from the Said *Todd* *It is therefore ordered* that the Said *Halfehide* at next *Glofter Court* make appeare his debt and in case *Tod* nor any by him qualified doe there alsoe appeare to discount the Same Judgm^t to be granted to said *Halfehide* for soe much as shall be made appeare due ag^t the Said *Todd* and each p^{ty} to beare his owne charge

Strange p
Land

Benjamin Strange informes this Court that there is a Surplus of Land wthin the bounds of a pattent of *Thom Williams* for foure hundred and forty acres in *Yorke County* *It is therefore ord^d* that if any Surplus be found wthin the Said bounds the Said *Strange* to have . . . Ent rights accordint to Act.

18 of October 1670

[p^{sent}]

GOVERNO^R S^r *Hen: Chichley Tho Ludwell Edwd Diggs Major Gen^l Smith Coll Swann Coll Bacon Coll willis Theo: Bland L^r Coll Beale Tho. Ballard L^r Coll Parke Esq^{rs}*

Coles

Coles p̄ land

Edward Coles hath order granted to patten about 150 acres of land, lying betwixt the land of *Cap^t Tho. Brereton Jn^o Mosby W^m Tignall* and *Richard Smith* in *Northumb^rland County* form^ly granted to *Will^m Thomas* and by him Deferted Entring Rights according to Law

Dally non

Will^m Dally nonfuits *Mr Hampton* noe declaraçon being filed according to law

Hampton

Wetherfby non

Bartholomew Wetherfby nonfuites *Morgan Joames* noe decl being filed according to Law

Joames

Woolward vs

Bacon

In the difference of land betweene *Cap^t Will^m Woolward* who claymes as heire to *Justinian Cooper* dec^d pl^t and *Coll Nath Bacon* Esq^r def^t the said p̄tyes in open Court referr the examination and determination of the said whole difference by way of friendly Compofure to the Hon^{ble} *Edward Diggs & Theo: Bland* Esq^{rs} and in case of their difagreem^t therein then to the vmpirage and finall determination of the R^t Hon^{ble} *Sr W^m Berkley Kn^t*. And the said *Cap^t Woolward* and *Coll Bacon* doe alsoe in Court confesse Judgm^t Either to other in five hundred pownds *Sterl* money, to Stand to abide and p̄forme the ord^r and determination of the said *Edward Diggs* and *Theo Bland* and in case of their difagreem^t then to p̄forme and abide the vmpirage and determination by way of friendly compofure of the said *Will^m Berkeley* as aforefaid w^{ch} said determination or vmpirage to be delivered by the f^d Arbitrato^{rs} or in case of their difagreem^t then the said vmpirage to be delivered by the one and twentieth of this Instant *October* This ord^r being Expired is by consent of the Pl^t and Defend^t in open C^t continued for determination till the 22th of *Novem* next and to be determined by the aforef^d arbitrato^{rs} or vmpired by the 24th of the same month

Bushrod p̄ Indian

It is ordered that *Gowin* an Indian Serv^t to *Mr Tho. Bushrod* Serve his said master six years longer and then to be free

Codd vs ffox

The difference depending betweene *Mr S^t Leger Codd* and the heirs of *Mr David ffox* dec^d on behalfe of himfelfe . . . and *Mr Richard ffox* exec^r of the said *David ffox* dec^d is referred to the third day of the next Court and in the meane tyme *Henry Corbyn* Esq^r and *Majo^r Ball* is desired to ftate the Tobo acc^{ts} betweene them and make their report to the said third day the f^d p̄tyes in court desired if poffible that the said geñt will compofe the difference betweene them

18th of *October* afternoone

[p̄sent]

GOVERNO^R S^r *Hen: Chichley Tho Ludwell Secr Edwd Diggs Majo^r Gen^{ll} Smith Coll Swann Coll Bacon Theo Bland L^t Coll Parke Cap^t Jennings Tho Ballard* Esq^{rs}

fflint vs Caryes
orp^{ts}

Ordered that the Elcheat granted to *Coll Miles Cary* for a p̄cell of Land in *Warwick County* be void and the heires of *Mr^o Mary flint* dec^d have a grant thereof It appearing to the Court that they have the Justest right therevnto

Hall p̄ Land

Mr Thomas Hall hath order granted to patten Six hundred acres of land on the North side of *Matopony River* in *New Kent County* form^ly granted to *Cornel Reynolds* and by him deferted Ent rights according to Law.

Place

Place vs Stith
about land

In the difference betweene Mr *Rowland Place* Pl^t and *Jn^o Stith* Defend^t about land *It is ordered* that Coll *Tho: Liggon* Major *Will^m Harris* & Mr *James Minge* Survey and lay out the Lands in dispute according to their Severall ancient grants, *And it is further ordered* that a Jury of the neighbourhood be Impannelled to attend the Surveyor^s and whereas it was alleadged to the Court that most of the neighbourhood to the said land are tenants to the said Mr *Place* *It is ordered* that none of the Tenants be of the Jury but yet may be evidences w^{ch} said Surveyor^s and Jury are to meet vpon the said land betweene the first and twentieth of *Deçem* next to Survey and lay out the land as afore^d and make report thereof to the 3^d day of the next Gen^l Court.

Place vs Stith

The difference betweene Mr *Rowland Place* and *Jn^o Stith* vpon an appeale from *Charles Citty* County Court and verdict of a Jury Mr *Place* appealeing and noe cause appeareing for the Same *It is therefore ord^d* that the Suite be difmift and Mr *Place* ord^d to pay Damages and Cofts according to Act as in case of appeale als exec

Nevett vs Deacon

In the difference betweene Mr *Nevett* & Mr *Deacon* *It is ord^d* that the said *Deacon* pay vnto the said *Nevett* Sixty Pounds Sterl by good suff^t bills of Exchange payable in *London* by the bills of Coll *Warner* Coll *Willis* or Cap^t *Ludwell* or one of them to be the f^d *Deacons* Security for paym^t of the same, And the said *Nevett* to continue vpon the said plantation till the first of *January* and in the meane tyme not comitt waft and then the Sherr is hereby Impowered to put the said *Deacon* into possession if occation requires

Ord^t about
Caryes orp^t

Whereas Mr *Will^m Bracy* trustee of the estates of *Will^m & Miles Cary* two of the orp^s of Coll *Miles Cary* Decd Informeing this Co^r that he intends for *England* and by his petition moveing that the Co^r would be pleased to appoint some other p^{rs}ons to take . . . of the said children together wth their estates Cap^t *Will^m Basset* accepts the Guardianship of *Will^m Cary* one of the said orph^{ts} p^{ro}vided his estate may be appraised that when the orp^t comes to age he may know what he is to pay w^{ch} is granted and Mr *Tho. Cary* brother to the said *Miles Cary* orp^t of him, the said Cap^t *Basset* and Mr *Thomas Cary* giveing Security for the Same to the Court where the said estates lyes

21th of *October* 1670

[p^{re}sent]

GOVERNO^R *Tho Ludwell* Sec^r *Edward Diggs* Major Gen^l *Smith* Coll *Swann*
Coll *Bacon* Theo: *Bland* L^t Coll *Beale* L^t Coll *Parke* Coll *Jennings* Esq^{rs}

Barloe p^{ro} Admⁿ

Comiçon of Admiçon is granted to *Tho: Barloe* as Guardian and on the behalfe of *Charles Bannister* orp^t halfe brother to *Jn^o Stiles* on the estate of the said *Jn^o Stiles* dec^d *Jn^o Goodrich* at laft Court p^{re}tending in right of his wife admⁿ thereof and had liberty at this Court to prove his right therevnto and the f^d *Goodrich* now not appeareing the Admiçon of the said *Stiles* estate is granted to the said *Barloe* in the right aforesaid

[p^{re}sent]

[present]

EDWARD DIGGS Esq^r p^resident *Tho: Ludwell Secr Major Gen^l Smith Coll Swann Coll Bacon Theo: Bland L^t Coll Beale L^t Coll Parke Coll Jennings Esq^{rs}*

Mr Stephens
will or Codicell
adjudged void

A p^retended will or Codicell of *Mr Sam^t Stephens* was p^resented to the Court and it was by the vnanimous vote of the Court adjudged to be voyd

[present]

GOVERNO^r *Edward Diggs Major Gen^l Smith Coll Bacon Coll Swann Theo: Bland L^t Coll Beale L^t Coll Parke Coll Jennings Tho. Ballard Esq^{rs}*

Wadding vs
Needles

The difference betweene *Richard Wadding* and *W^m Needles* about a will of *George Wadding* dec^d is suspended till next Court, and the said *Richard Wadding* to be poss^{ess}ed wth the land and stock of the said *George* but before he be poss^{ess}ed thereof he Inventory the same and give sufficient caution to be answereable for the same to whom it shall or may belong

foxhall vs Lord

The difference betweene *Mr Jn^o foxhall* and *Cap^t John Lord* and as he the said *Lord* was attorney to *Jn^o Patton* is by consent of the said p^rties referred to foure Gen^{ls} of *Rappā County Vidz Coll Jn^o Catlett Cap^t Tho. Hawkins Major Jn^o Weire & Mr Jn^o Mott* and the said foure Gentlemen to make choise of another doe vpon the 22th day of *November* next haveing notice given them meet at the house of *James Yates* and there inquire and examine into all differences of acc^{ts} awards arbitrations ord^{rs} and all other differences whatsoever betweene them and make their report to the third day of the next Gen^l Court.

Rookins vs
Newell

Whereas it appears by a reasonable acc^t exhibited by *Mr Will^m Rookins* one of the exec^{rs} of *Mr Jn^o Newell* dec^d that there is due to him from the said estate for fun^rall charges and other Just expenses the summe of two thousand pounds of Tob^o and Caske, w^{ch} is ord^{ed} to be paid out of the said *Newells* estate.

Ballards clayme
for *Newell* est.

Tho: Ballard Esq^r make clayme of two thousand two hundred seventy foure p^{ow}nds of Tob^o and Caske due to him from *Mr Jn^o Newell* dec when he the f^d *Mr Ballard* was Sher^r of *James Citty* County.

Loyd vs
Richardson

The difference between *Mr Owen Loyd* and *Mr^s Richardson* is dismi^{ss}t & ord^d that *Loyd* pay none of y^e charges in a suite betweene him y^e f^d *Loyd* and *Mr^s Richardson* in *James Citty* County Court.

Harris vs West.

The fetling of all acc^{ts} betweene *W^m Harris* & *Major West* is referred to the next Court to be held for *New Kent* Court there to be finally ended and determined.

Potter vs Glover

Judgm^t is granted *L^t Coll Cutberth Potter* ag^t *Richard Glover* for paym^t of twenty seven thousand eight hundred pounds of Tob^o and Caske interest being allowed and included in this sum being due by penall bills wth co^{sts} w^{ch} Judgm^t is granted as in case of *nihil dicit*.

21th 8^{br} afternoone

[present]

GOVER *Tho. Ludwell Secr Major Gen^l Smith Edward Diggs Coll Swann Theo. Bland L^t Co^l Parke Tho. Ballard*

Yarrow

Yarrow ꝓ Land

James Yarrow on behalf of the orphants of *Jn^o Garrott* informing this Court that there are Severall younger grants w^{ch} trespasse vpon the orphants land and falls the tymber *It is ordered* that *Mr James Mynns* Survey and lay out the said land according to the bounds of the said pattent Co^{ll} *Ligon* the Surveyor for the said County being a ꝓty concerned.

Reynolds vs ffox.

The order that *Martha Reynolds* Widd the Relict of *Gerrard Reynolds* decd obteyned ag^t *Mr David ffox* about the thirds of a mill built by the said *Gerrard Reynolds* in his life tyme at a Court held for *Lancaster* County the 11th of *May* last is confirmed, and *ffox* ordered to pay Damages and costs as in case of Appeales out of the estate of *David ffox* his father to whome he is Exec the said *ffox* appealeing and noe cause for the fame appeareing als exec

*Dudley vs
Lawrence*

The 3 differences between *Mr Richard Lawrence* pⁱ and *Mr Will^m Dudley* def^t about acc^s concerning a vessell is dismist, *Lawrence* haveing past his bill for the ballance and pay costs als exec

*Todd vs. Colles
audito^s*

Mr Lawrence and *Mr May* are ord^ded to auditt the acc^s between *Mr Tho. Todd* and *Mr Robert Colles* and make their report vpon Monday morneing

*Lawrence pet
record^d*

Mr Richard Lawrence Moves the Court that they would be pleased to admitt Some judicious men to ꝓvse [peruse] his petition w^{ch} petition the Court ord^ded to be recorded.

Harloe vs. Todd.

The difference between *Mr Jn^o Harloe* and *Mr Thomas Todd* on the behalfe of the orp^t of *Mr Whitby* dec^d is referred to the third day of the next Court when *Mr Harloe* is to make appeare whether the bill now in the Clerkes hands due from *Major Howe* belongs to *Whitbyes* estate or to the estate of *Mr Whitby*.

*Whiting vs.
Warkeman*

The difference depending betweene *Mr Henry Whiting* as marrying the relict of *Mr Rich: Bushrod*, pⁱ and *Mr Robert Warkeman* Attor of *James Cary* is dismist and *Whiteing* ordered to pay costs.

*Colles vs.
Warkeman
Colles and
Warkeman
ꝓ arbitracon*

The difference betweene *Mr Robert Colles* pⁱ and *Mr Robert Warkeman* def^t is dismist wth ordinary costs als exec.

Mr Robert Colles and *Mr Robert Warkeman* confesseth judgm^t each to other in the Summe of one hundred pounds *Sterl* to Stand to and abide Award order Doome and Judgm^t of *Mr Mathew Kempe* and *Mr Robert Beverly* and in case *Mr Kempe* be kept sick that he nominate some other Indifferent ꝓson to be in his stead and to meet vpon notice given vpon Some tyme betweene this and the tenth of *December* next at the house of the said *Mr Beverley* then and there to end and determine the Same.

*Cheefman vs.
Warner esq^r
Adlestons vs.
Chefman*

The difference between *Mr Edmond* and *Tho: Chiefman* and Co^{ll} *Warner* is referred to the 3 day of the next Court.

Edmond Chiefman being arrested to this Court at the suite of *Jn^o Adlestons* and he not appeareing but *Mr Tho: Bushrod* being retorned his Security Judgm^t is granted ag^t the said *Bushrod* for what shall be made appeare due unlesse he cause the appearance of the s^d *Chefman* at next Court according to Act.

*Hathorne vs.
Burnell*

Mr^s ffancis Burnell being arrested to this Court at the suite of *Gerrard Hawthorne* and he not appeareing no Security retorned Judgm^t is granted ag^t the Sherr of *New Kent* County for what shall appeare due vnlesse he cause the appearance of the said *Burnell* at next Court according to Act

Whiteing

*Whiteing vs
Warkeman
exec vs Corp*

The order that *Henry Whiteing* obteyned ag^t *Mr Robert Warkeman* Attor of *Mark Warkeman* at a Court held for *Gloucester County* the 16th of *May* 1670 for six hundred sixty two pounds of *Tob^o* and *Caske* is confirmed ag^t the said *Warkeman* he appealeing and not p^{se}cuting his appeale is ord^d to pay damages and cofts as in case of appeals *als* exec.

22th of *October* 1670

[p^{se}nt]

GOVERNO^R *Tho. Ludwell* Sec^r *Edward Diggs* Major Gen^l *Smith* Co^{ll} *Bacon* Coll *Swann* L^t Coll *Beale* L^t Coll *Parke* Co^{ll} *Jennings* *Tho: Ballard* Esq^r

*Swann vs
Pindar*

It is ordered by the consent of Co^{ll} *Swann* that noe execu^{co}n issue ag^t *Jn^o Pindar* vpon two ord^s of *Surry Court* till *March* next at w^{ch} tyme *Mr Babb* by ord^r of this Court is to pay the f^d *pindar* a confid^{able} Sum^e of *Tob^o* for building a mill.

*Mr Secretarys
Serv^t*

ord^d that *willimott Rogerman* Serve the Hon^{ble} *Tho: Ludwell* Esq^r Secretary two years It appearing that she came in for Seven yeares

fox p^l land

Mr David fox hath order granted him to pattent Eighty acres of land in *Lancaster County* form^{ly} granted to *Mr David fox* dec^d his father by pattent dated the 20th of *March* 1662 and by him deserted Ent^ring rights according to Law.

Read vs Grinnell

In the difference between Coll *Geo: Read* Attorney of *Mr Sam^l Douse* p^l and *Mr George Grinnell* and *Mr Richard Littlepage* def^{ts} vpon a bond for two hundred pounds *Sterl* It is ord^d that *Mr Jonathan newell* and *Mr Thomas Bushrod* haveing tymely notice given them meet at the house of the said Co^{ll} *Read* between this and *Christmas* next and there auditt the accounts and differences between the f^d *Grinnell* and *Douse* and what appeares to be due to the f^d *Douse* vpon ballance, at next Court to have Judg^{mt} for the Same out of the said bond of two hundred pounds wth cofts.

*Thomas p^l
Land*

Symon Thomas hath order granted him to pattent two thousand acres of land form^{ly} granted to *Jn^o Drayton* and by him deserted lying in *potomack* river joyneing to the *Doegs Island* Ent^ring rights according to Law/

*Rogers vs
Browne*

It is ordered that a reheareing be had in the difference betweene *Mr Devorax Browne* and *Jn^o Rogers* at the next Court to be held for *Northampton County* there to be finally ended and determined and the f^d *Rogers* ord^d to give bond wth sufficient Security to pay what damages shall accrew therevpon if so this order being granted at the request of the said *Rogers*

24th of *October* 1670

[p^{se}nt]

GOVERNO^R *S^r Henry Chicheley* *Tho Ludwell* Sec^r Major Gen^l *Smith* Coll *Bacon* L^t Coll *parke* *Tho: Ballard* Esq^r

*Gunnell vs
Higgeson*

George Gunnell non fuites *M^{rs} Eliz Higginson* assignee ag^t *M^{rs} Sarah Richardson* admx of *W^m Richardson* dec^d the d^t fued for being und^r the cognizance of the Court *It is therefore* ordered she pay cofts according to Act *als* exec.

October

October the 25th 1670

[present]

GOVERNO^r Major Gen^l Smith Coll Swann Coll Bacon Theo: Bland L^t Co^{ll} Beale
L^t Coll parke Co^{ll} Jennings Tho: Ballard Esq^{rs}.

Colles vs Todd

The difference depending betweene M^r Thomas Todd p^l and M^r Robert Colles defend^t was referred to be audited by M^r Rich Lawrence and M^r will^m May who brings in their report that they find that the said Todd is indebted to the said Colles in ballance of accounts three thousand one hundred fifty Eight pounds of Tobō and Caske w^{ch} report is confirmed by the Court & Judgm^t therevpon granted the said Colles ag^t the said Todd for the said Sume of three thousand one hundred fifty Eight pounds of Tobō and Caske wth cofts als exec

exec ēx

Cocks ord^r

Whereas at a Court held for Rappā Court in September laft a verdict of a Jury and Judgm^t thereupon past ag^t Rich Cock for one thousand Nyne hundred fifty Nyne pounds of Tobō and Caske at the Suite of from w^{ch} Judgm^t the f^d Cock appealed to this Court and he now not appeareing to prosecute the aforef^d ord^r of Rappā Court is confirmed wth damages and cofts as in case of appeales als exec

M^r Secretarys
Serv^t

It is ordered that Willimot Rogerman Serve her master Thomas Ludwell Esq^r the terme of two yeares for haveing had a bastard child/

Smith vs West

It is ordered that Cap^t Jn^o West redeliver unto M^r Henry Smith the foure hhds of Tobo Seized at Reyneyes and as to the acc^{ts} between them as alsoe what goods were by the said West Seized of the said Smith and not returned were referred to Co^{ll} Kendall & M^r Devorax Browne to audit and examine into who find that there is due to Smith one thousand Six hundred and thirteen pounds of Tobo and Caske w^{ch} the f^d Smith is ordered to pay as also to deliver the Severall goods in kind according to the f^d report and as to the unfettled acc^{ts} they are referred for p^{se} to the next Court for Northampton County and West order^d to pay cofts als exec

Scarburghs
ord^r &c

Upon due and Serious Examination and tryall of certaine misdemenors Exhibited by L^t Co^{ll} George Jordan ag^t Co^{ll} Edmond Scarburgh touching the complaint of the Indians and other matters containd in the said charges It is the unanimous Judgm^t of the Governo^r Councell and Burgeffes and accordingly ord^red that the said Co^{ll} Edmond Scarburgh fhall from hence forth stand fuspended from all offices as well military as civill untill by his future obedience and fidellity It fhall please the Right Hon^{ble} the Governo^r to Restore him/

October the 25th 1670

[present]

GOVERNO^r S^r Henry Chichely Tho. Ludwell Secr Major Gen^l Smith Co^{ll} Bacon
Co^{ll} Swann Theo. Bland L^t Co^{ll} Beale Tho Ballard L^t Co^{ll} Parke Co^{ll} Jennings
Esq^{rs}

And^rson

And'fon p
remittm^t of
his fine

Whereas in the year^e 1666 Jn^o Anderson was fined five thousand pounds of Tōbo by Accomack County Court for Entertayning an Indian contrary to Law, and it appeareing that he was much abused and put into the Dungeon *It is ordered* that the aforef^d fine of 5000^l of Tōbo be remitted and the Juft charges therevpon accrewing w^{ch} faid fine being difpofed of for the ufe of the faid County of Accomack *It is therefore ordered* that the f^d County of Accomack repay the Same to the faid Anderson wth the Juft charges

October the 26th 1670

[p^{re}sent]

GOVERNO^R S^r Hen: Chichley Major Gen^l Smith Co^{ll} Swann Co^{ll} Bacon L^t Co^{ll}
Beale L^t Co^{ll} Parke Tho. Ballard Efq^{rs}

Scarburgh ord^r
&c

Whereas diverfe p^{er}sons from Accomack hath Exhibited fundry Comp^{ts} ag^t Co^{ll} Edmond Scarburgh feemeing to take advantage of fome late accusations and troubles brought ag^t him It is the opinion of the Gōver and Councell *and accordingly ord^{re}d* that noe complaint or petition for what was acted by the faid Scarburgh be received ag^t him but fuch as fhall be legally p^{re}ented by due p^{ro}ceffe of Law for debt onely.

Jordan vs
Scarburgh

Judgm^t is granted to Dorothy Jordan widd ag^t M^r Edmond Scarburgh for paym^t of two able men Servants to have each of them foure yeares at leaft to Serve or the cuftome of the Country to be delivered by Chriftnas next and Scarburgh to Enjoy the Negro man this being the full confideration of Scarburgs obligation for foure Serv^{ts} wth cofts *als* exec.

Ludwell Efq^r
Vs Scarburgh

The Hon^{ble} Tho: Ludwell Efq^r Attorney of Jn^o ffarvax of London M^{ch}t adm^r of Dan^t ffarvax March^t dec^d this Court Impleaded Coll Edmond Scarburgh vpon a bond of fifteen hundred pounds Sterl for the paym^t of feven hundred forty three pounds thirteen fhillings and the Sume of one and thirty pounds thirteene fhill Sterl for money delivered the f^d Coll Scarburgh besides the faid Bonds & Coll Scarburgh in his defense haveing exhibited abill in equity laying downe Sundry reafons wherefore the f^d bond and the intereft therevpon fhould not be adjudged ag^t him after much debate in the caufe the faid Coll Scarburgh offering to Submitt to a Judgm^t that he would pay the f^d feven hundred forty three pounds thirteene fhillings and the faid one and thirty pounds & thirteen fhillings in two yeares now next comeing *the Court doth unanimoufly adjudge nemine contra dicente* that it is a fatisfactory paym^t and that Judgm^t for the fame fhould be accordingly entred ffrom w^{ch} Judgm^t the faid Tho: Ludwell Efq^r as Attorney aforefaid appeales to the next Affembly

26th of October afternoone

[p^{re}sent]

GOVERNO^R Major Gen^l Smith Coll Bacon Coll Jennings L^t Coll Parke Tho:
Ballard Efq^{rs}

Mafon

Mason p
Lands

Major *George Mason* hath order granted him to patten three hundred acres of Land lying in *Stafford County* formly granted to *Robert Austen* and by him deserted Ent Rights according to Law

Hunt vs Monger

Whereas by Sundry form^r ord^s obteyned by M^r *Thomas Hunt* that the said *Hunt* should have his remedy ag^t the estate of M^r *Thomas Adams* dec^d in the hands of *Edward Bushell* Dec^d for five Thousand pounds of Tob^o and Caske paid by the said M^r *Hunt* to the said *Adams* for a Negroe called *Malack* who was afterwards Set free by the said *Adams* by will And whereas a certain watermill pcell of the Said *Adams* his estate was atached in the hands of the said *Bushell* in his life Tyme w^{ch} atachment remained vpon the said mill vntill after *Bushell* his decease And whereas one Jⁿ^o *Monger* by marrying wth the relict of *Bushell* is now posselt with the said mill wth all the pfits thereof Judgm^t is therefore granted the Said *Thomas Hunt* ag^t the said Jⁿ^o *Monger* for the said Sum^e of five thousand pounds of Tob^o and Caske wth cost to be paid Novemb^r the 10th 1671 als exec And the said *Monger* to be reimbursed out of the pfits of the Said Year

Barber vs
Bowler

The difference betweene M^r *Barber* & M^r *Tho: Bowler* is suspended till next Court and in case *Bowler* Doe not cause the psonall appearance of M^r *W^m Wildy* a material evidence then Judgm^t to passe ag^t the s^d M^r *Bowler* for what shall be made appeare due

Walker vs
Whiting

The difference betweene Major *Tho: Walker* adm^r of M^r *Perry* dec^d and M^r *Henry Whiting* is referred to the third Day of the next Gen^l Court to be heard in equity

Corbyn vs
Barber

Vpon the Petition of *Henry Corbyn* Esq^r & L^t *Coll Potter* It is ord^d that M^{rs} *Letitia Barber* appeare the 6th day of the next Gen^l Court to answere this Petition

Hudson vs
Salisbury

ord^d that before Jⁿ^o *Salisbury* Comence any Suite ag^t M^r *Hudson* adm^r: of M^r *Barret* dec^d he give good caution to pay what charges are already expended in this Suit about . . . next and the Suit noe commenced be dismist

White vs
Thruston

An Extent according to Law is granted to M^r *Humphrey White* ag^t the lands of M^r *Edward Thruston* in *Martyns Hundred* in *James Citty County* for and toward satisfying of a debt of Ten thousand one hundred seventy seven pounds of Tob^o and Caske wth costs vnlesse the Said M^r *Thruston* doe betweene this and *March* next find some other way to pay the said Sum^e

Ludwell Esq^r vs
Scarburgh

Whereas *Thomas Ludwell* Esq^r Attorney of Jⁿ^o *ffarvax* of *London* Merchant adm^r of *Dan^t ffarvax* dec^d haveing this Day appealed from an order passed betwixt him as Attorney afores^d pl^t and M^r *Edmond Scarburgh* Defen^t the said pl^t hath vpon a Second motion in Court relinquished his said appeale, And it is the opinion of the Court that his Demurrer to the bill Exhibited by the said *Scarburgh* is vndeniable in regard that many things in the said bill cannot be answered but by the said *ffarvax* in *England* And the said pl^t hath further pffered in Court that if the Defend^t will pay Eight hundred and forty pounds *Sterl* at two payments *Vidz* by bills of Exchange drawne by the first of *March* next for the Sum^e of foure hundred and twenty pounds *Sterl* for the first paym^t and the like bills for the Sum^e by the first of *March* w^{ch} shall be in the yeare 1671 that then he will accept of that for full Satisfaccon of the whole debt as well principall as interest and charges

charges So that Security be now given for performance thereof,
Mr Scarburgh hath desired vntill the morning to confider thereof
w^{ch} is granted him

27th October 1670

[present]

GOVERNO^r &c S^r Hen: Chichley Coll Swann Coll Bacon L^t Coll Beale L^t Coll
Parke Coll Jennings Tho. Ballard Esq^r

Vpon the motion of M^{rs} Tabitha Summers *It is ord^{ed}* that M^r
W^m Drumond p^{ro}cede noe further in Surveying and laying out
some waft land betweene the lands of Major Edloe dec^d & M^r
Young vntill after the third day of the next Gen^l Court where the
said M^{rs} Summers is to p^{ro}ve her Title thereunto

Ludwell Esq^r vs
Scarburgh

M^r Edmond Scarburgh confesseth Judgm^t to Tho: Ludwell Esq^r
Attorney of M^r Jn^o ffarvax of London marchant Adm^r of Danl
ffarvax dec^d for paym^t of Eight hundred and forty pounds Sterl
to be paid with three hundred pounds Sterl payable by the last
of March w^{ch} shall be in the yeare of o^r Lord one thousand Six
hundred Seventy two and two hundred and forty pounds by the
last of March w^{ch} shall be in the yeare of o^r Lord one thousand
Six hundred and Seventy three wth cofts *als* exec/

String^{rs} od^r p
Sherr

Ord^{ed} that Coll Jn^o Stringer be high Sherr of both the Countys
of the Easterne Shoare they being both now reduced into one
County

Potter vs Cupell

The difference between M^r Potter and M^r Cupell is by consent
of the Attornys referred to the third Day of the next Court

Cupell vs Potter

The difference between M^r Cupell & M^r Potter is by consent of
their Attornies referred to the 3 day of the next Court

Drummond vs
Hyre

The Difference between M^r Drummond & M^r James Hyre
Attorney of Cap^t Whittyes Relict is referred to the third Day of the
next Court

Plover vs Reeve

The Difference betweene M^r Plover & M^r Reeve is by consent
of both their Attorneys referred to the fifth Day of the next Court

Loyd vs Dawson

The Difference betweene Henry Dawson & M^r W^m Loyd is
dismiss^t Dawson not appeareing to p^{ro}secute, *It is therefore ord^{ed}*
that said Dawson pays cofts *als* exec

S^r Henry
Chicheleyes ord^r
about horfes.

S^r Henry Chicheley by his petition informeing this Court y^t
there is a neck of Land in Middx County part whereof belongs
to him the said S^r Henry Chicheley, and that he the said S^r Henry
wth others some yeares past did put a Stock of mares into the said
Neck for to breed, and whereas severall p^{er}sons who have very
small interest or none at all doe privately drive the said Neck &
separate & disturbe the Gange, and appropriate them to their
owne use by marking them *It is therefore ordered* that no
p^{er}son for the future drive the said Neck for mares or horfes but
that before he doe he set vp a note at the p^{ar}ish Church doore
two Sundays before at least to the end that all p^{er}sons concerned
may be p^{re}sented to make their claymes to the said horfes and mares
belonging to them, and that any p^{er}son soe claymeing may on his
oath declare how many he put into the said neck the tyme when
& how many he hath had out.

The Court adjourned till the first day of Aprill 1761

Test Rich Awborne

Cl Con

AT A Meeting of the Governo^r and Councel at *James Citty*
the 15th day of *March* 1670

present

SR W^m BERKELEY Knt Governo^r Tho: Ludwell Secr Edwd Diggs Major Gen^l
Bennett Coll Tho: Swann Coll Bacon Theo: Bland L^t Coll Parke Tho: Ballard
Esq^{rs}

Ord^r p^r
reffer

The Severall Information ag^t the Shipps tradeing hither contrary
to Act of Parliam^t were read in Court and by the severall Def^{ts}
motions were referred till the next morneing for them to put in
their Answeres in writeing

The 16th of *March* in the forenoon 1670

present

SR W^m BERKELEY Kn^t Govet & Tho: Ludwell secr Edw^d Diggs Major Gen^l
Bennett Coll Tho: Swann Coll Bacon Theo: Bland L^t Coll Parke Thomas Ballard
Coll Jennings Esq^{rs}

Ord^r p^r Ship
Anthony of
London Derry

Whereas M^r Will^m Cole on behalfe of his Ma^{ty} informed this
Court that the Ship Anthony of London Derry in Ireland Cap^t
John Greggs Commander is noe free ship and hath load^d hither
contrary to severall Acts of Parliam^t in that case made and p^rvided
and nothing appeareing to this Court whereby the said may be
condemned It is order^d after much confideration that the ship
Anthony afore said be acquitted, and the Collecto^{rs} of this river are
desired to give the Master his dispatch when required he paying
his dues accustomed

M^r Blands
Inform^r & ord^r
ag^t the shipp
ffowler
M^r Bland not
fitting in
Judicature when
Judgm^t passed
R. Awborne Cl Con

Whereas Theoderick Bland Esq^r hath publiqly Informed ag^t
the Shipp ffowler and George Decaster Master of the said Ship now
rideing in James River and hath laid downe in his information
that by the Acts of Parliam^t of 12th and 15th of his Ma^{ty}s Raigⁿe that
now is the Said Ship wth all her Tacle apparrell furniture ammuni-
tion goods and marchandize ought to be condemned The Court
vpon serious Examination of the Cause and deliberately weighing
the defense and plea of the Said George Decaster and his attorney
and duly compareing the fundry parts and brances of the said
Acts of Parliament wth the said Geo: Decaster his Plea as alsoe
what he hath p^rduced in Court to make him a free ship to trade
appeareth to the Court that the said Ship the ffowler is vnder the
penalty of the said lawes and that in these parts thereof, first
It appeareth by his owne Cocquetts that he hath imported goods of
the growth and manufacture of Europe, Secondly he hath p^rduced
noe prooffe that his shipp was bought and made free wthin the tyme
enjoynd neither hath he any certificate that he hath been declared
free in the port from whence he sailed nor that he gave such
bond for his vnlading and retorne as is by the Said Lawes Enjoynd
Therefore according and as by the said Lawes It is required the Court
doth unanimously condemne the Ship with all her furniture ammuni-
tion Tacle apparell Guns and all goods and marchandize now in
her as alsoe what were Imported in her into this Collony one third
to his Ma^{ty} one third to the Hn^{ble} Governo^r and one third to Cap^t

Theo

Theo Bland Esqr, And it is further ordered that further care be taken that the said Ship and goods be Secured and Sent for England

Ord^r ag^t the
Ship *St. George*
of *Galloway*

*Whereas Cap^t Alexander Culpeper hath publicuely informed ag^t the Ship S^t George of Galloway M^r Dominick Williams Master now rideing in Elizabeth river and hath laid downe in his Information that by the Acts of Parliam^t of the 12th and 15th of his Ma^{tes} reigne that now is the said Ship wth all her tacle apparell ammunition guns furniture goods and marchandize ought to be condemned, The Court vpon Serious examination of the case and deliberately weighing the Defense and plea of the Said Dominick Williams and his Attorney and duly compareing the Sundry parts and branches of the Said Acts of Parliam^t wth the said Dominick Williams his plea as alsoe what he hath p^oduced in court to make him a free Ship to trade. It appeareth to the Court that the said Ship the *St George* is vnder penalty of the Said Lawes and that in these P^{ts} thereof, first It appeareth by his owne Cockquetts that he hath Imported goods of the growth and Manufacture of *Europe*, secondly that he hath p^oduced noe proofs that his Ship was bought and made free wthin the tyme Enjoyned neither hath he any certificate that he hath been declared free in the Port fom whence he Sailed nor that he gave such bond for his vnlading and reto^rne as is by the said Lawes Enjoyned Therefore according and as by the said Lawes It is required the Court doth vnanimously condemne the said Ship wth all her furniture ammunition Tacle apparell Gunns and all goods and marchandize now in her as alsoe what were Imported in her into this Collony one third to his Ma^{te} one third to the Hon^{ble} Governo^r and one third the said Cap^t Alexander Culpepper, and it is ord^d that further Care be taken that the said Ship and goods be Secured and sent for England.*

Or^r ag^t the Ship
the *Nicholas* of
Jersey M^r Bland
not fitting in
Judicature when
the ord^r p^aft

Theoderick Bland Esqr having p^osent^d an information to this Co^r that the Ship called the Nicholas of Jersey now rideing in Wiccocomocoe river Tho: Bandinell Master is not a free Ship to trade in America for that She belongs to the Island of Jersey, but it being affirmed that the Inhabitants of the said Island are in equall Capacity wth his Ma^{tes} English borne Subjects and a Copy of a Charter to that purpose appeareing in Court attested vnder the hand of Phillipp Cartwrite Esqr and the Seal of the said Island It is ordered that the said Thomas Bandinell Master of the said Ship fhall give bond wth good and sufficient Security to faile directly for England (the Dang^r of the Seas excepted) and fhall there p^ove and make good that they are a free Ship to trade into America before the Kings most excellent Ma^{te} and his Councell Wherein if they faile then this information to have a p^oceeding there to Judgm^t

Information
ag^t the ship
Nicholas of
Galloway

Whereas an Information hath been this Day Exhibited in Court by the Hon^{ble} Thomas Ludwell Esqr ag^t the ship Nicholas of Galloway in Ireland whereof one George Baskerville dec^d was master and whereas in defense of the Said Ship it hath appeared by a certificate from the Lord L^t of Ireland and vnd^r the Seale of that Kingdome that the said Nicholas is a free ship and bound for Virg^a and that bond hath been given as well at y^t port as here in Virg^a according to the Lawes in that case p^ovided and the Court finding noe Just cause for her Condemnation It is therefore resolved by the Court that the said Ship and goods are dischaged from the said Information and that she wth her goods and furniture are hereby declared free.

Tho. Ludwell
Esqr not fitting
in Judicature
while this ord^r
p^aft

Information

Information ag^t
the Ship *ffrancis*
M^r *Bland* not
fitting in Judi-
cature while this
ord^r past.

M^r. *Bland* &
M^r. *Culpepers*
Ord^r

Bendall p^r Adm

Whereas an Information has been this day Exhibited in Court by *Theo: Bland Esq^r* ag^t the Ship *ffrancis* now rideing in *Elizabeth* river Cap^t *Jn^o Warner* mafter that she is not a free Ship, And *whereas* in defense of the said Ship It hath appeared by a certificate y^t the said Ship *ffrancis* is a free Ship and that bond hath been given at the port from whence She came as here in *Virg^a* according to the Lawes in that case p^rvided, and the Court finding noe Justt cause for her condemnation *It is therefore resolved* by the Court & accordingly ordered that the said Ship and Goods are discharged from the said Information.

Whereas by ord^r of this Court beareing Date herewth the Shipp *S^t George* of *Galloway* *Dominick Williams* Master and the Shipp *ffowler* of *Galloway* afore^d *George Decaster* Master were vpon Information then given ag^t the said Shippes Legally tryed and condemned wth their furniture and Cargoes as by the said ord^r doth more at large appeare now for the Justt and carefull managem^t of his Ma^{tes} Interest in the Said Ships and the interest of others therein concerned *It is ordered* that *Theo: Bland Esq^r* and *Alex: Culpeper Esq^r* shall have power forthwith to take possession of the said Shippes goods and furniture and to take a true Inventory thereof as alsoe to give Such ord^{rs} and to such p^rsons for the safe and faithfull Navigation of the said Shippes and goods for the Port of *London* as may be needful therein and there to p^rvide for the lawfull Securing and disposeing of the Same for the uses for w^{ch} they are in the said ord^{rs} Condemned

Comiçon of Adm^r is granted to Cap^t *Hope* for *Bendall* on all and Singuler the estate of *Thomas Hacher* dec^d he giveing caution according to Law

AT A Gen^l Court held at *James Citty* the Fourth Day of
Aprill 1671

present

SR W^m BERKELEY kn^t Gover &c S^r Hen: Chicheley Tho: Ludwell Coll Tho:
 Swann Thomas Ballard Esq^{rs}

Chiles p Land

M^r *Walter Chiles* on the behalfe of his two Sonnes *Jn^o* and *Henry Chiles* hath ord^r granted to pattent fifteen hundred acres of Land in the forrest in *Westm^rland* County bounding vpon the land of *Thomas Dyas* the said land being form^{ly} granted to Cap^t *Jn^o Lord* & M^r *Will^m Horton* and by them Deferted Entring rights according to Law

Thomas p Land

M^r *John Thomas* hath ord^r granted him to pattent one thousand acres of Land lying in the freshes of *Potomack* river aboue *Doegs* Islands the said land being form^{ly} granted to *Jn^o Stoell* and by him assigned to *Phillip Carpenter* and by them Deferted. Ent rights according to Law

Thomas for
 Lands

M^r *Jn^o Thomas* hath order granted him to pattent one thousand acres of Lands lying in the freshes of *Potomack* river bounding vpon the land of *Robert Lord* and *James Magregory* being form^{ly} granted to *Nicholas Jernew* and by him Deferted and Since granted to *Coll Jennings* and M^r *Math Kemp* and by them assigned to M^r *Robert Howseing* and by them Deferted Ent rights according to Law

Murray

M^r *Alexander Murray* hath order granted to Survey and pattent what waft and vn pattened land lyes and bounds vpon the land of *Jn^o Benson W^m Ironmonger* Tho: *Price ffra: Camfield* M^r *Cook* Tho: *Deacon* Coll *Willis* and the land form^{ly} belonging to *Coll Walker* and Tho: *Colles* pjudicing noe former grant and givinge the neighborhood notice of the tyme of Surveying

Vnd^rwood p
 pbate of M^{rs}
Sum^{rs} Will

The last will and Testament of M^{rs} *Tabitha Summers* was pved in Court by the oathes of M^r *Jn^o Stevenson* *Hubbard ffarrell* and Tho: *Winter* and a pbate granted to M^{rs} *Tabitha Vnderwood* her daughter in the Said Will nominated Execx

Wormeley vs
Wild

Cap^t *Xpofer Wormeley* non Suites Cap^t *Rob^t Wild* not appeareing to psecute *It is therefore* he pay Damages and Cofts als exec

Coll Jennings vs
Spilman

Coll *Jennings* non Suites *Clem^t Spilman* the said *Spilman* not appeareing to psecute *It is therefore ord^d* he pay damages and cofts als exec

M^r *Ballard* vs
 Servants

It is ordered that *Will^m Dixon* and *Sam^t Twisden* Servants to *Thomas Ballard* Esq^r be whipped *Dixon* to have thirty nyne lashs and *Twisden* 20 And whereas it appeares that the said *Dixon* hath contrary to Act beaten his over-seer *It is ord^d* that he Serve accordingly for the Same And it is further ordered that the said *Dixon* and *Twisden* double their tyme for foe long as they have been run away as alsoe for what charges and expenfes the said M^r *Ballard* hath been at in recovering of them they are to make restitution by Service

Loyd vs *Sherr*
 p *Goodrich*

L^t Coll *Thomas Goodrich* being arrested to this Court by the Sherr of *Rappā* County at the Suite of Cap^t *George Loyd* and he not appeareing nor Security retorned Judgm^t is granted ag^t the Sherr for what shall appeare due vnlesse he cause the said *Goodrich* to appeare at next Court according to Act

Mathews

- Mathews* p
Land *William Mathews* hath order granted to pattent five hundred and fifty acres of Land lying vpon the *Dragon* Swamp on the South Side of *Rappā* River formly granted to *Jn° Chynn* and *Jn° Gibson* and by them deferted Ent rights &c
- Holloway* nons
West *Thomas Holloway* Non Suites *Rich West* noe dec^d being filed
- Joanes & Clark*
p Lands *Thomas Joanes* and *Henry Clark* hath order granted to pattent eleven hundred acres of Land lying vpon the South Side of *Rappā* County formly granted to *Tho: Gouldman* and by him sold to *L: Coll Tho: Goodrich* and by them Deferted Entring rights according to Law
- Mackalliffe & Whifson*
Seatowne p
Land The Difference betweene *M^r Mackalliffe* and *M^r Whifson* is referred to the third Day of the next Court
- M^r George Seatowne* hath ord^r granted him to pattent two hundred and twenty acres of Land in *Gloster* County formly granted to *Jn° Meachen* and *Dunkin Bohunno* and by them deferted Ent rights &c
- White & Vincent*
for Land *Richard White* and *George Vincent* hath ord^r granted them to pattent foure hundred twenty five acres of Land in the County of *Lancaster* formly granted vnto *Walter Wharton* and by him Deferted Ent rights &c
- Halyes* clayme
to floure estate *James Haley* Attor of *Jn° James Edw^d Todd* *Jn° Weekes* & *Caleb Perrerr* Enters their clayme for a certaine debt due from the estate of *Danⁱ floure* dec^d, and for another debt due from the decds estate due to *Alexand^r Martyn* &c
- Mathews & als*
p Land *Will^m Mathew W^m Hoskins* *Jn° ffitcsett* and *Martyn Scarlett* hath order granted to pattent two thousand six hundred acres of Land lying vpon *Poehick* Creeke in the County of *Stafford* formly granted to *W^m Normansfell* and by him Deferted Ent rights according to Law the pet wherevpon this ord^r was granted was frst exhibited to the Board
- Lynny* p Land *Richard Lynny* and *Will^m Harris* hath ord^r granted them to pattent two thousand two hundred acres of Land vpon the maine run of *Quantiqun* Creeke bounding vpon the land of *Christopher Lunn* being formly granted to *W^m Beach* and *Rich Hattoll* and by them Sold vnto *Richard Normansfell* and by him Deferted Ent right according to Law/
- Corbyn Esq^r* p
Land *Henry Corbyn* Esq^r hath foure yeares granted him to Seat thirteen hundred and Nynety acres of Land on the freshes of *Rappā* river on a Creeke called *Gingoeteague*
- Whittaker* p
Land *M^r Richard Whittaker* hath ord^r granted him to Survey one hundred and fifty acres of Land lying neare *M^r Harwoods* old field in the County of *Warwick* adjoyneing to the land of *Jn° Sand^{rs}* and *Will^m Townshend* as alsoe another pcell of Land about one hundred acres adjoyneing vpon the lands of *M^r Anthony Haynes* and if any Surplus be found in either or both of the faid pcells the faid *M^r Whittaker* to have a grant for the Land Ent rights he pjudiceing noe form^r grant and givinge the neighbo^{rs} tymely notice of the tyme when he Surveys the same/
- Sand^{rs} vs*
Whittaker In the difference betweene *M^r Jn° Sand^{rs}* and *M^r Richard Whittaker* about a pcell of land conteyneing Six hundred and fifty acres of Land in *Warwick* County neare *Skiffe* Creeke It is ord^d that *Cap^t Jn° Vnderhill* wth a Jury of the Neighbourhood to be Impanneⁿ by the Sherr of the aforefaid County Survey and lay

lay out the land in Difference betweene the s^d p^{tyes} and make report of their Said verdict, to the third day of the next Gen^l Court and the Survey^r and Jury to meet at some tyme betweene this and the last of *July* next for the p^oformance thereof/

Pate ord^r p^o
bond

It is ord^d that Mr Jⁿ Pate have his bond delivered him vp concerning Vassalls estate he haveing p^oduced an authentique discharge from the Said Vassall w^{ch} is ord^d to be recorded/

the 5th of *Aprill* 1671

[p^osent]

GOVERNO^r S^r *Hen: Chick^oley Tho: Ludwell Secr Edw^d Diggs Co^{ll} Warner Co^{ll} Bacon Co^{ll} Willis Hen: Corbyn Co^{ll} Swann Co^{ll} Parke Tho: Ballard Esq^r*

Ingram p^o Land

Mr *Will^m Ingram* hath ord^r granted him to pattent two thoufd five hundred acres of land in *New Kent* County at the head of *Pomonkey* River Joyneing vpon a tract of land of Mr *J^r Francis Burnetts* formly granted to *Jonathan Newell & Ambrose Cleare* and by them deserted Ent rights &c/

Earle of *St Albanes*
et als ord^r p^o patt

The Lett^{rs} patts granted by the Kings most excellent mat^{ie} to *Henry Earle of St Albane Jⁿ Lord Berkeley S^r W^m Morton* and *Jⁿ Trethewy Esq^r* Dated the 8th of *may* in the one and twentieth yeare of his Said mat^{ies} Reigne being for a tract of land betwixt *potomack* and *Rappā* Rivers was this day p^osent to this Hon^{ble} Court by *Thomas Kirton* vnto whom the s^d pattentees had given a lett^r of Attorney wth one Mr *Edward Dale* and the said Lett^{rs} patts being read in Court the Governour and Councell did fully and unanimously yeild humble obedience therevnto and did foe declare and did ord^r their Said Submissiō wth the Lett^{rs} patts to be recorded as alsoe the said power to Mr *Kirton* and Mr *Dale* And it is further declared by the Court that the rents and p^ofitts of the land wthin the Said tract w^{ch} by the Said lett^{rs} patts doe belong to the said pattentees, the Sheriffs of the Countyes wthin the Said p^ocinets Shall forbear to demand vntill further order.

p^obate of Mr
Hunts will

The last will and Testam^t of Mr *Thomas Hunt* was this Day p^oved in Court by the oathes of *Jⁿ Howard* and *Abraha Sapcoate* and a p^obate thereof granted to L^r Coll *George Jordan* and Mr *Walter Chiles* Exec^{rs} in trust to the Said Hunts orphant, *Thomas Ludwell Esq^r* being nominated one of the exec^{rs} but in Court relinquiseth the Same And the Court hath resolved that the Codicell annexed about the Sale of the brick houfes is of Equall force wth the will, And it is further ordered that a true Inventory be forthwith taken vpon the oath of the reliēt who hath remained in possesseiō vntill now, And that Mr *Will^m May* Mr *Jⁿ Baskerville* Mr *Walter Chiles* and Mr *W^m Cole* doe with their first conveniency examine the true Condiōn of the estate in relation to the Right of Cap^t *Hayes* his Child as alsoe to the widdows interest together with the debts and creditts of the Said Mr *Hunts* estate in all respects whatfoever and as neare as they can agree all differences therein and what shall remaine Vndetermined together what they have done to p^osent to the next Gen^l Court the third day

Mr^s Hunts ord^r

Vpon the petition of *Bridgett* the reliēt of Mr *Thomas Hunt* the Court hath ordered that after a true and Gen^l Inventory be taken of the estate of the Said *Hunt* such goods and Chattles as
were

were really the estate of Cap^t *Hay* shall remaine in her custody untill further order and settling of both the estates

Mr *Pages* ord^r
about a childe

Whereas Mr *Jn^o Page* hath purchased a woman serv^t w^{ch} was gotten wth child in *England* and delivered of the said childe in the Said Mr *Pages* Service, *It is ordered* that the *¶*ish of *Middle-towne* keepe and p^rvide for the child, and the Child serve the *¶*ish or to whome they shall despoise of it for foure and twenty yeares

Dick *¶* Land

Jn^o Dick hath order granted him to patten twenty eight acres of land on the South Side of *Rappa* form^{ly} granted to *John Lacy* and by him deserted Ent rights &c

5th of *Aprill* 1671

[*¶*sent]

GOVENOR^r S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Coll Bacon Coll Warner*
Hen: Corbyn Coll Willis L^r Coll Parkes Tho: Ballard Esq^{rs}

Thomas *¶* licence
two mares
Hodge vs Oldis
estate

Mr *Jn^o Thomas* hath licence granted him to bring into this Collony two mares out of the *¶*vince of *Mariland*, being there bredd
It is the Judgment of this Court and accordingly ordred that *Robert Hodge* Attorney of *Barbary Hodge* admx of *W^m Hodge* be paid out of the whole estate of Mr *Oldis* the Summe of twenty foure pownds eighteen shillings and eight pence *Sterl* being for phisick fun^rall charges & other necessary disburfm^{ts} of the s^d *W^m Hodge* for the s^d *Oldis*, this being referred to this Courts Judgm^t from *Elizabeth Citty County Court*

Mynge *¶* Land

Mr *James Mynge* hath ord^r granted him to Survey a certaine devident of land lying in *Martyns Brandon* in *Charles Citty County* and by him lately purchased of *John Johnson* and if any Surplus be found wthin the s^d bounds the saide Mr *Minge* to have a grant thereof Entering rights according to Law

Bogue vs
Whittaker
Merebath ord^r
whipping

The Difference Betweene Mr *Bogue* and Mr *Rich Whittaker* is referred to the third day of the next Court

The difference betweene *Mary Merebath* and Mr *Rob^t Howsing* & Coll *Jn^o Dodman* about a false and scandalous complaint made by the said *Merebath* is dismist and the said *Mary Merebath* ordered to have twenty lashes on her bare back she being capable of makeing noe other Satisfac^{on}

Clarke vs
Jenkins
Atachm^t
Clarke ord^r
charges.
referr *Morryson*
and *Jarvis*
Edwards vs
Sutton

Atachm^t is granted to *Math Clarke* ag^t *Nick Jenkins* for what shall appeare due being retorned *non est inventus* by the Sherr of *Westm^rland County* retornable according to Act.

Ordered that *Mathew Clarke* pay vnto *Randall Kirke* according to Act being fumoned to this Court as an evidence ag^t *Jenkins*

The difference betweene Mr *Morryson* Attor of Mr *Lory* and Mr *Tho: Jarvis* is referred to the third day next Court

In the difference betweene Mr *Phillip Edwards* m^rchant p^r and *Jn^o Sutton* Def^t about servitude *It is ord^red* that the Sherr of *Middlesex* forthwth vpon sight hereof take into his custody the body of the said *Jn^o Sutton* and him to detayne in Safe custody Soe that the said Sherr have him *¶*sonally to appeare before the Governo^r and Councell on the third Day of the next Gen^l Court then and there to answere the Said *Edwards* Complaint

Drumond

*Drumond and
Evelyn attachm^t
Curre*

Whereas Mr Will^m Drumond claymed a debt due from the estate of Mr Jn^o Curre dec^d amounting to one hundred Sixty five pounds Six Shill and two pence and there being an attachment Served and returned by the Sherr of Rappā in the hands of Mr James Key, and Cap^t Christopher Evelyn alfoe claymeing another debt due from the estate of the faid Curre the attachm^t is continued in the faid Mr Keyes hands and a reffer is granted to the third Day of the next Court. Where each partye is to make appeare their debts and their priorityes

Apⁱ the fixth forenoon

[p^{sent}]

GOVERNO^r &c S^r Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Major Gen^{ll}
Bennett Coll Read Coll Bacon Coll Warner Coll Willis Hen: Corbyn L^t Coll Parke
Coll Jennings Tho Ballard Esq^r

Abrahall vs. Lee

It is ordered that Mr Richard Clarke who is now the p^{sent} Attorney of Mr George Lee of London Marchant deliver vnto Coll Robert Abrahall his bond forthwth for foure hundred pownds Ster^t for paym^t of two hundred pounds Ster^t the Debt being paid.

Inferted in the above faid Mr George Lees letter Dated in London the 26th of october 1670 directed to Jn^o Bowler these words vidz for Abrahall whatever the issue of the Court doe not you deliver any of the writeings for I will not loose if I can gett by any meanes

*Bullock vs Coll
Jennings as
Guardian to
Mathewes*

In the Difference vpon a reference between Robert Bullock Sonne and heire of Will^m Bullock w^{ch} was Sonne and heire of Hugh Bullock p^{te} And Coll Peter Jennings Guardian to the orphnt of Coll Mathewes Dec^d defend^t about a p^{cell} of Land conteyning five thousand five hundred acres of Land in Warwick County It is ordered after much confideration that the faid Robert Bullock be posselt wth the faid lands and mill and appurtences there vpon and in case the faid Jennings as Guardian aforefaid Shall refuse to deliver possession of the faid land and p^{misses} then the Sheriff of Warwick County is hereby Impowred and required to put the faid Bullock or assignes into possession of the faid lands and p^{misses} And it is futher ord^{ed} that the faid Coll Jennings as guardian aforefaid pay cofts als exec

*Reeve non
Elliott*

Mr ffrancis Reeve Nonfuites W^m Elliott Guardian to Tho: Elliott noe Declaration being filed, is ord^{ed} to pay cofts & damages according to Act als exec

Bowler vs Best

Atachment is granted to Mr Bowler ag^t the estate of Henry Best for pay^t of two thousand pownds of Tob^o and Caske the faid Best being returned Non est inventus by the Sherr of Nansem^d County

*Gwyn vs Reeve
Exec*

The order that Mr John Gwyn Cl p^{te} and Mr ffra: Reeve defend^t about an vmpirage of Coll Spencers obteyned by the faid Mr Gwyn at a Court held for Gloster County the 27th of January 1670 is confirmed ag^t the faid Reeve wth cofts and damages according to Act as in case of appeales the faid Reeve appealeing and noe cause for the same appeareing

Apⁱ

Ap^l the fixth 1671 afternoone

[present]

GOVERNO^R S^r *Hen: Chicheley Tho: Ludwell Secr Co^{ll} Read Co^{ll} Warner Co^{ll} Bacon Coll Willis Coll Swann Hen: Corbyn L^t Coll Parke Co^{ll} Jennings Tho: Ballard Esq^{rs}*

*Culpepers claime
to y^e N: pattent*

Whereas yesterday there was a pattent presented and read in Court from the Kings most excellent Ma^{te} granted to Henry Earle of S^t Albans Jn^o Lord Berkeley S^r W^m Morton and Jn^o Tretheway esq^r a propriety in Severall lands lying betweene the rivers of Rappā and Potomack wth many privileges as by the said pattent may more at large appeare w^{ch} said Lett^{rs} pattents are founded vpon the furrender of other Lett^{rs} patts granted by his most Sacred Ma^{te} in the first yeare of his reigne at St Jermaines . . . as well to Jn^o Lord Culpeper and Alex Culpeper their heires and assignes as to other persons therein named and where as Alexander Culpeper Esq^r on behalf of Tho: Lord Culpeper Baron of Thoresway as for himselfe Informs this Court that Tho: Lord Culpeper and Alex Culpeper the Sonnes and heires of Jn^o Lord Culpeper nor their fathers to whome they were granted hath never made any Surrender of their said right to the said Lett^{rs} pattents and desires that their clayme may be entred w^{ch} is accordingly granted

*Culpeper vs
Bruce*

Mr Jn^o Culpeper and Elizabeth Bruce the Adm^s of walter Bruce dec^d appears in Court and by their mutual consents referrs the difference between them to the Arbitration of Co^{ll} Blake and Cap^t Tho Godwyn and in case they cannot agree then Major Gen^{ll} Bennett who is by their consent desired to be vmpire finally to end and determine the said difference

Davis vs Bruce

Mr Edward Davis and Eliz Bruce the Adm^s of walter Bruce dec^d appears in Court and by their mutual consents referrs the difference between them to the Arbitration of Coll Blake and Cap^t Tho: Godwyn and in case they cannot agree then Major Gen^{ll} Bennett who is by their consents desired to be vmpire finally to end and determine to said difference.

*Busfhrod vs
Dixon*

Whereas in a difference betweene Mr Tho: Busfhrod and Mr Rich Dixon about land at last Court it was ordered that a Jury and a Surveyor should Enquire what land it was that the said Busfhrod sold vnto the said Dixon, w^{ch} said Juro^{rs} verdict is returned to this Court where they find that the said land and plantation vpon w^{ch} Mr Tho: Owen did lately live is the land in difference and sold by the said Busfhrod to the said Dixon It is therefore ordered after much debate that the said Juro^{rs} verdict be confirmed, and Busfhrod ordered to pay costs And it is further ord^d that Mr Milner Survey and lay out the said Dixon foe much land as the said Busfhrod sold vnto the said Dixon according to the said Juro^{rs} verdict

*Burnham vs
Parrott*

Whereas in the difference between Mr Burnham & Mr Richard Parrott on behalfe of the orph^{ts} of Dañl Welsh dec^d It was ordered that Co^{ll} Jn^o Catlett Mr Jn^o Lewis and Mr Robert Beverley wth a Jury should Survey and lay out the lands in dispute between them which accordingly the said Mr Beverley and Mr Lewis hath done by consent of all parties and returned their report to this Cor^t wth the verdict of the Jury w^{ch} said report and Juro^{rs} verdict the Court doth confirme and it is ordered that the said Mr Burnham have

have hold poffesse and enjoy the faid land in difpute according to the bounds of the faid Surveyors and Juro's report w^{ch} is ordered to be recorded *And it is further ordered* that the faid *Parrott* pay cofts *als* exec and the faid *Mr Burnhams* account of cofts and charges to be p^sented to next Court for his allowance

*Bowler vs
Leare*

In the difference betweene *Cap^t Jn^o Barber* who married the relict of *Cap^t Edwd Streater* and *Mr Tho: Bowler* and in the difference betweene the faid *Mr Bowler* & *Majo^r Leare* about thirty pownds *Sterl* and foure hundred pownds of *Tobō* and *Caske* the Court haveing wth much care and examination of many Circumstances relating to the faid Differences, and being very well fatisfied in the reputations of the faid *Mr Bowler* & *Mr Leare* although the Court doth think that there is fome miftake betweene them, doth think fitt to put a moderate temper to the faid Difference, doth give Judgm^t to the faid *Cap^t Barber* for the faid Summe of 30£ *Sterl:* and 400£ of *Tobō* and *Caske* but doth referr by whome it fhall be paid till next Court whether by the faid *Mr Bowler* or *Mr Leare* or both

Mynns ord^r

Majo^r Hone *Mr May* *Mr Biffe* & *Mr W^m Bird* being vpon the pet of *Mr James Mynns* are ordered to meet at Some convenient tyme vpon notice given them at the house of *Mr^s Tabitha vnd^rwood* and there examine and take the Depofitions of fuch p^{er}sons as *Mr Mynns* fhall bring before you relating to the difcovery of a will fuppofed to be made by *Majo^r Edloe* dec^d and abfconded by his relict and the faid Gent or any one of them are hereby Impowered to iffue out Summons for the appearances of any evidences if need require *And it is further ordered* that the Court of *James Citty* County take care about the Settlem^t of the orphants eftate

*Woolward vs
Bacon*

The Award and vmpirage between *Cap^t Will^m Woolward* and *Co^{ll} Bacon* about the determination of their great difference about land is p^sented in Court and ordered to be recorded and *Co^{ll} Bacon* is to hold poffeffion of the Said lands vntill *Cap^t Woolward* hath paid him the Sume men^coned in the Said Award, And to give the Said *Cap^t Woolward* his bond that he the Said *Woolward* fhall receive all the p^{ro}fits of the Said land Since the award and to Surrender poffeffion of the land to the Said *Woolward* or his affignes . . . all the money is paid/

Ligon p^{ro} Land

L^t Co^{ll} Thomas Ligon hath order granted to pattent a p^{ar}cell of Land about two hundred and fifty acres in *Hen^o County* adjoyneing to the land of *Thomas Wolls* form^{ly} granted to *James Akin* and by him Deferted Entring rights according to Law/

*S^r Chicheley vs
Potter*

The whole difference betweene *S^r Henry Chicheley* and as Guardian to *Cap^t Wormeleys* orpht p^{er} and *L^t Co^{ll} Potter* defend^t is referred to be audited by the Hon^{ble} *Edw^d Diggs* *Co^{ll} Nath Bacon* *Co^{ll} ffra: Willis* and *Tho Ballard* Efq^{rs} and to that purpose the aforefaid Gent are defired to meet at the Houfe of *Co^{ll} Peter Jennings* vpon the 15th day of *May* next, and make report of their Said auditt to the third Day of th^e next Gen^{ll} Court in cafe they doe not put a finall determination therevnto w^{ch} by this Court is defired *and it is ordered* vpon the reasonable motion of the faid *Co^{ll} Potter* that a publication of evidences be had and alfoe that the Said *Co^{ll} Potter* have a *dedimus pote^m* for examination of witneffes in the Said Differences/

Kempe

*Kempe vs
Parrott*

ordered that Mr *Mathew Kempe* be paid one thousand pownds of Tobō and Caske by Mr *Rich Parrott* for his trouble about attending the Surveyor and Jury in the difference between the Said *Parrott* and Mr *Burnham*/

White p Lands

Mr *Will^m White* hath ord^r granted to pattennt three hundred acres of Land in the *Ifle of Wight* County form^{ly} granted to *W^m Porter* and by him Sold to *Robert Key* and by them Deferted Ent rights &c/

ord^r about Jayle
birds

Whereas there was an order read in Court from the Kings most excellent ma^{te} and his Councell that noe *Newgate* or Goale birds should be imported into this Collony or other parts of *America*, It is now ordered that all masters or Command^{rs} of any Ship or vessell march^{ts} and other p^{rs}ons whatsoever Importing Servants into this Collony shall not carry of their Servants from aboard vntill notice be given to the respective Collector or Collector^s of the river where they ride that the Said Collector^s may make enquiry whether any of the Said Serv^{ts} be imported hither contrary to the Said order from the King and Councell/

Kirby p Land

John Kirby hath order granted to Survey and pattennt what waft & unpattented land as shall be found betweene the bounds of his owne *Edward Wills* and *Humphrey Meads* lands in *Gloster* County not p^{judicing} any form^r grant and giveing the neighbour-hood notice of the tyme of Surveying and entring rights according to Custome/

Gwynn et Young

Whereas there was a wager laid betweene Mr *Rich Young* and Mr *Humphrey Gwynn* about a Servant maid named *Margarett Rawlyns* and the question being before this Court whether it were a wager or not It was the Judgm^t of this Court that it was a Legall wager and he that lost ought to pay/

Seventh of *April* 1671

[p^{sent}]

GOVERNO^R S^r *Hen: Chicheley Tho Ludwell secr Edw^d Diggs Coll Read Coll Warner*
Hen: *Corbyn Co^{ll} Willis Tho: Ballard Esq^{rs}*

Reddish arraign^{ed}

Edward Reddish being indicted vpon Suspition for murthering of *Richard Davis* was by the Grand Jury found *Billa vera* and by the petitt Jury found Guilty of Manflaughter vpon w^{ch} he craved the benefitt of his Clergy and did read and by the Governo^rs Clemency and mercy was acquitted from burneing/

Shaw arraign^{ed}

Thomas Shaw being Indicted for murthering of *Tho Seaman* was by the Grand Jury found *Billa vera* and by the Petitt Jury found Guilty of murth^r the Governo^r with the Consent of the Councell p^{ronounced} Sentence of Death ag^t him/

Moore vs Stubbs

In the difference betweene *Rich: Moore* on his owne behalfe and as Attorney of *Thomas Glasbrooke* pl^t and *John Stubbs* defend^t It is ordered that Mr *Lawrence Smith* and Mr *Rich: Booker* doe vpon the twentieth of this instant meet at the house of *John Stevens* haveing tymely notice given them and then and there will examine auditt and State the accounts between them the Said *Moore* and *Stubbs*, and it is further ordered that in case the Said Mr *Smith* and Mr *Booker* doe not agree in auditing and Stating the accounts betweene the Said p^{tyes} then Mr *Xpofer Rigault* is appointed to be

be Vmpire and to auditt the difference and accounts betweene them *And whereas* there are Severall goods of the said *Stubbs* w^{ch} are atached by the Sherr of *Gloster* and were appraised *It is ordered* that the appraifement be invalid and the said *Mr Smith* and *Mr Booker* are hereby ordered to appraife the said goods Soe atached that is to Say what goods are remaineing of the Invoyce to be valued accordingly and what other goods there are that were not . . . appraised they are now to be valued vpon their oathes and make report to the third Day of the next Court and the Security for *Stubbs* appearance at this Court is to continue till the caufe be Determined

Clarke vs
Ashborne
Bacon vs Grove

William Clarke Serv^t to *Jn^o Afhborne* who marryed the Relict of *Stephen Cotfworth* is Declared free.

In the difference betweene *Coll Bacon* as ffeoffee in trust of *Thomas Pettus* pl^t and *Cap^t Jn^o Grove* defend^t *It is ordered* y^t the said *Cap^t Grove* deliver vnto the said *Coll Bacon* as ffeoffee aforefaid what goods and Chattles is due to the said *Pettus* menconed in a Deed of ffeoffment made by the mother of the said *Pettus* to the said *Coll Bacon* and *Mr ffreeman* in trust for the said orp^t and that he make Speedy paym^t and delivery thereof.

Whitty vs
Aldridge

The atachm^t retorned by the Sherr of the *Isle of Wight* vpon a Sloope of *Bennett Aldridge* for a d^t due to *Cap^t Jn^o Whitty* of foure thoufand Six hundred pownds of Tobō and Caske is continued *And ordered* that the Attorney of the said *Aldridge* have notice given him that he may replevyn the said atachm^t and alfoe to appeare at next Court to shew reason wherefore Judgm^t should not be granted vpon the atachm^t

Aprill the Eighth 1671

[p^{sent}]

GOVER S^r *Hen: Chicheley Tho. Ludwell Edw^d Diggs Coll Read Coll Warner Coll Willis Hen: Corbyn Tho: Ballard Elq^{rs}*

Ord^r p^r *Ware*
p^r *Prifh Gleebe*

Whereas Jn^o Twynney in *Aprill* Court 1669 obtayned ord^r of this Court for three hundred acres of Land in *Gloster* County p^{sent}ed to be Deferted by *Za^{ch} Cripps*, *And whereas Zachary Cripps* did by his laft will and Testam^t give and bequeath the said three hundred acres of Land for a Gleebe to *Ware p^r Prifh* It being the opinion of the Court that land given to a church cannot Lapps *It is therefore ordered* vpon the petition of Co^{ll} *ffrancis Willis* on behalfe of the said *p^r Prifh* that the aforefaid ord^r and pattent of *Twynnys* be null and void to all intents and purposes whatfoever and the land be returned to the use of the said *p^r Prifh* according to the will of the said *Cripps*.

Co^{ll} *Read vs*
Moore

Judgm^t is granted to Co^{ll} *Geo: Read* ag^t the estate of *Thom Glasbrooke* and *Richard Moore* for paym^t of three pounds ten Shi^{ll} *Sterl* being charged vpon the said *Glasbrooke* and returned p^{tested} being due for the Impoft of the two Shill p^{tested} wth Damages and cofts as in cafe of p^{tests} *als exec*

Davis vs Briggs

In the Difference betweene *Jn^o Davys* and *Charles Duthace* in the right of their wives pl^{ts} and *Richard Briggs* Defend^t about lands and the p^{sonall} estate of *Tho: Boswell* dec^d, *It is the Judgm^t of this Court* that the Right of the efcheat belongs to the Said *Davis* and

and *Duthace* in the Right of their wives, and the right to the Personall estate is referred to the third Day of the next Court where it is to be Determined in whome the Right to the Personall estate doth belong

Lane vs Bryan

Whereas *Robert Bryan* as Landlord to *Roger Cleaveland* appealed from an order of *Gloster Court* Dated the 16th of *November 1670* in a difference between the Said *Cleaveland* and *Valentine Lane* about a barrell and halfe of *Corne* and alsoe pretending a clayme to the land wherevpon the *Corne* grew and the Said *Bryan* not appeareing to psecute his Said appeale It is ordered that the Said order of *Gloster Court* be confirmed and *Bryan* ordered to pay Damages and costs according to Act as in case of Appeals als exec

Potter vs Carter

Judgm^t is granted to L^t Co^{ll} *Cutberth Potter* ag^t Cap^t *Jn^o Carter* for payment of two thousand pounds of *Tobo* being by the Court adjudged due to the Said L^t Co^{ll} *Potter* as he was Sherr of *Lancaster County* for fees and other charge about the apprehending of severall mutinous Servants belonging to Co^{ll} *Jn^o Carter* father of the Said Cap^t *John Carter* wth all costs als exec

exec vs Corp

ord^r *Cocquett*
money

Coll *George Read* one of the Collecto^{rs} of this Country mooveing this Court that they would be pleased to Impose a certaine rate for *Cocquett* money, It is by this Court thought fitt that for the p^{se}nt a shilling for each *Cockquett* be allowed till the next assembly and then to be confirmed if they think fitt

Reynolds vs
Poyntz

Whereas Cap^t *Jn^o Poyntz* appealed from the Judgm^t of the *Isle of Wight Court* dated the tenth Day of *December 1670* in a difference betweene *Rich Reynolds* and the Said *Poyntz* for Eight hundred nynety Six pounds of *Tobō* and *Caske* is by this Court confirmed the Said *Poyntz* not appeareing to psecute And the s^d *Pontz* ord^d to pay Damages and costs as in case of appeales als exec

Edwards vs
Needles

The Difference betweene *Phi^{ll} Edwards* marchant adm^r of Cap^t *Jn^o Williams* dec^d and M^r *Jn^o Needles* defend^t is referred to the third day of the next Court where the Said *Needles* is vpon his oath to deliver his answere in writeing to the said *Edwards* petitioner

Reynolds vs
Poyntz

Whereas Cap^t *John Poyntz* before Judgm^t passed appealed from an order of the *Isle of Wight Court* Dated the tenth day of *May 1670* in a difference between *Rich Reynolds* and the said *Poyntz* about three hundred Gallons of *tyte caske* and the Said *Poyntz* not now appeareing, It is ordered that the Said *Poyntz* pay Damages and costs as in case of appeales als exec And it is further ord^d that the determination of the Said cause be tryed in the s^d *Isle of Wight Court*

Clayme vs
Dudley

All Differences betweene Cap^t *Phillip Edwards* and M^r *Will^m Dudley* are for a finall end and determination thereof referred to *Henry Corbyn Esq^r* and M^r *Robert Beverley* where all accounts writeings and evidences are to the said Auditor^s to be p^{se}nted, and there auditt to be a finall Determination the tyme and place to be agreed vpon by the Said p^{ty}es

Busby non:
Diston

Tho: Busby non suites *Tho: Diston* noe Declaration being filed

Whitty non:
Cummings

Cap^t *Jn^o Whitty* non suites *Will^m Cummings* noe Declar being filed

ffoxhall

foxhall vs Lord

Whereas at the last Court Co^{ll} Jn^o Catlett Cap^t: Hawkins Major Jn^o Weire and M^r Jn^o Mott were by consent appointed to enquire and examine into all differences of acc^{ts} Awards arbitracons ord^{rs} and all other Differences whatsoever betweene M^r Jn^o foxhall and Cap^t Jn^o Lord, And whereas this Co^{rt} is informed that by reason of Major Weires absence the other Gent could not proceed, It is now ordered that the aforesaid last Co^{rt}s ord^r be confirmed wth this addi^{ti}on that any three of them proceed wth liberty to issue out summons for evidences in the said Differences and to administer them their oathes and to take their dep^{osi}ti^ons

Place vs Stith

f^{or} a finall determination of the Difference betweene M^r Rowland place and M^r Jn^o Stith about land It is ordered that a Jury of the most ancient and knowing Inhabitants and neighbo^{rs} Dwelling at or neare Buckland being lawfully Sumoned by the Sheriff of Charles Citty County wth the assistance of M^r James Mynns a Surveyor doe meet vpon the said land in Difference vpon the 26th of July next and there lay out the Said M^r Place his land according to the Ancient reputed bounds and make report of their said verdict to the third Day of the next Court w^{ch} Jury are to be Sworne by Some majis^{tr}ate

All differences now not determined and retorned upon the Docquett are to be heard the 20th of May next to w^{ch} time the Court is adjourned

Test Rich Awborne Cl Con

AT A. Gen^{ll} Court held at *James Citty* the 22th Day of *May*
1671

[present]

SR W^m *BERKELEY* kn^t Governo^r &c S^r *Hen: Chichley Tho: Ludwell* Secr Major
Gen^{ll} *Smith* L^t Coll *Parke Thomas Ballard* Esq^{rs}
The Court Adjourned till to morrow at tenn of y^e Clock

May the 23th 1672

[present]

GOVERNO^r &c S^r *Hen: Chichley Tho: Ludwell* Secr *Edward Digges* Major Gen^{ll}
Smith Coll *Bacon* L^t Coll *Parke* Esq^{rs} *Tho: Ballard*

Smith p Land

Major Gen^{ll} *Robert Smith* hath Seven yeares further tyme granted him to plant and Seat ninteen hundred acres of Land in the freshes of *Rappā* . . .

Jennings p
land

Peter Jennings Esq^r hath Seven yeares further tyme to Seat and plant Eight hundred acres of Land in the freshes of *Rappā* River comonly called the *hopyard*

Jefferson p
Land

Robert Jefferson hath order granted to pattent one hundred & fifty acres of Land or thereabouts formerly granted to M^r *Tho: Viccars* and Jⁿ *Buckner* and by them affigned to Jⁿ *Booth* in *Gloster* County and by them Deserted Enttring rights according to Act

Skipwith vs
Dudley

The Difference betweene Dame *Ann Skipwith* on the behalfe of her Sonne S^r W^m *Skipwith* pl^t and W^m *Dudley* Def^t is referred to the third Day of the next Court

Ord^r p admⁿ on
Coll *Scarburgh*
estate

Vpon request and relinquishment of *Mary Scarburgh* reliet of Coll *Edmond Scarburgh* Dec^d and vpon petition of *Charles Scarburgh* Jⁿ *West* and *Devorax Browne* owne Sonne and Sonnes in Law of the Said *Scarburgh* Dec^d Admi^{con} is granted them the S^d *Charles Scarburgh* Jⁿ *West* & *Devorax Browne* on all the p^{sonall} estate the Said Coll *Scarburgh* Dyed Seized of in the Country And further ordered that the Court of *Accomack* take bond from the Said Adm^{rs} with good and Suff^t Security for true and Just Admi^{con} according to Law vpon which Security given *it is ordered* that Coll *Kendall* Cap^t Jⁿ *Custis* M^r W^m *Custis* & Major W^m *Andrewes* vpon their oathes Inventory and appraise all and Singuler the Said estate w^{ch} Inventory is at the next Gen^{ll} Court together wth the bond for admi^{con} to be p^{sent}ed vpon the oathes of the Said Adm^{rs} and others if any be that may be further knowing therein And *it is further ordered* that the Said Adm^{rs} shall in the first place before they dispose or pay away any of the Said Estate fully Satisfye and pay vnto *Thomas Ludwell* Esq^r Attorney of M^r Jⁿ *ffarvax* the full of a Judgm^t for a certaine Sume of money in *October* Court last, confest by the Said Coll *Scarburgh* as thereby appeares, vpon giving Security p^{ro} admi^{con} above the late warrant from the Governo^r about y^e estate p^{secu}con therevpon to be taken vp and void

Lane

Lane non: Bryan

Valentine Lane non Suites Robert Bryan It is therefore ordred
he pay Damages according to Act wth costs of Suite

Wrights ordr
about *ffloures*
estate

The Petition of *Jn^o Wright* Attor of *Richard Ellis* Exec^r of
Dan^t ffloure Concerning the estate of the Said *ffloures* in this
Country referred till next Court

Light p land

Vpon the petition of *George Light* It is ordred he by Mr *Jn^o*
Lewis and Cap^t *W^m Clayborne* Surveyor^s Survey his the Said
Lights tract of land he now liveth on and if any Surplus be found
more then grant by pattent in Surveying he to have a grant
thereof Entring rights according to custome and that *Robert*
Peirce and Mr *Major* and some three or foure more of the neigh-
bouring Inhabitants be p^sent at the Survey

Drummond vs
Curr^s estate

It is ordered that Mr *Will^m Drummonds* clayme and Atachm^t
against the estate of *Jn^o Currer* dec^d in the hands *James Key* in
this Country be referred till *Aprill* Court next where the d^t made
Justly appeare this Court will p^oceed to further examinacon and
Judgm^t therein as alsoe to a debt claymed by Cap^t *Evelin* due from
the f^d *Currer*

ffosters will
pved

The last will and Testament of Mr *Henry ffoster* pved in Court
by the oathes of *Humphry Simonds* and *Edward Wilson* and vpon
petition of *Elizabeth* the widd and exec a pbate is granted her of
the fame

Stocks ord^r &c

Ordered that Mr *Jn^o Page* Mr *Jas Bray* Mr *W^m Mumford* &
Mr *Bracegirdle* or any three or two of them in Some short tyme by
them to be appointed view examine and Inventory the bookes
pap^s and estate *Rich Stock* died Seized of

Vaffall vs Lord

Co^{ll} *Jn^o Vaffall* arresting Cap^t *Jn^o Lord* to this Court and he not
appeareing Judgment is granted ag^t the Security for what shall
be made appeare In . . . due the third Day of the next Court
in case the said *Lord* appeare not according to Act.

Place vs
Pleasants

In the difference betweene Mr *Jn^o Pleasants* Attorney of Mr
James Janny march^{ht} p^{lt} and Mr *Rowland Place* march^t Defend^t:
in a cros accon vpon Several acc^{ts} and marchandizes It is
ordred that Mr *Randolph* Mr *Mynns* and Mr *Bisse* examine and
auditt the acc^{ts} on both sides & report the Same to the third Day
of the next Gen^{ll} Court for Judgment thereon/

Drumond vs
Hyre

In the difference between Mr *W^m Drumond* p^{lt} and *James*
Hyre Attorney of Mr *w^m* . . . who married the Relict of Cap^t
Jn^o Whitty Dec^d vpon a refferr from *october* Court last to this is
referred to the third Day of the next Gen^{ll} Court where if *Hyre*
appeare not Judgm^t to passe ag^t the Security for what shall be
made appeare Due wth costs he the said *Drumond* now claymeing
by his petioñ Two hundred twenty two pownds Seven shillings
Nyne pence and some cattle and Servants.

Crews vs
Pleasants

The Judgm^t for a nonsuite *James Crewes* obtayned ag^t *Jn^o*
Pleasants Attor to the Exec^r of *Jn^o Beauchamp* dec^d in *Hen^o*
Court is confirmed wth Damages according to Act with Costs.

Yarrow p
Land

James Yarrowes petiçon about lands for confirmacon of a Survey
suspended till the third Day of the next Court.

24th of may 1671

[p^sent]

GOVERNO^R Sr *Hen: Chichley Tho: Ludwell Secr Edwd Diggs Major Gen^{ll} Smith*
Co^{ll} *Swann Coll Bacon Theo: Bland Lt Co^{ll} Beale Lt Co^{ll} Parke Esq^s*

Lee

*Lee vs
Appleton*

The Difference betweene *Robert Lee* Attor of *Godfry Lee* of *London* marchant p^{te} and M^r *Jn^o Appleton* as marrying the Relict of *valentyne Peyton* dec^d refer to 3^d day next Court.

*Whiteing vs
Walker
Hunts ord^r p
appra*

The Difference betweene *Hen: whiteing* p^{te} and Majo^r *Tho: Walker* def^t is refer to the third Day next Court.

Majo^r *Theo Hone* M^r *W^m May* M^r *Rich: James* & M^r *w^m white* are appointed to inventory and appraise all the estate *Tho. Hunt* died Seized of they to be Sworne to doe the Same and the Said Inventory to be p^{re}sented to the next Gen^l Court.

*Vaffall vs
Saffin*

The Difference betweene Coll *Jn^o vaffall* p^{te} and M^r *Jn^o Saffin* Def^t about Debt referr to the third Day of the next Gen^l Court where if the said *Saffin* appeares not Judgm^t to passe ag^t him for what shall appeare due.

*Vaffall vs
Saffin*

The Difference betweene Coll *Jn^o vaffall* p^{te} and M^r *Jn^o Saffin* def^t in an ac^{on} of Defamation is referred to the third Day of the next Court where it is ordered he p^{er}sonally appeare/

*Kirkman vs
Phipps*

The suite of *Jn^o Phipps* ag^t Cap^t *ffra: Kirkman* is Dismissed and ordered that the order obteyned the last *James Citty* County Courte by *Kirkman* on the verdict of a Jury in the p^{re}misses be confirmed and *Phipps* ord^d to pay costs of Suite als exec.

*Wakelin vs
Rowse*

In the difference betweene M^r *Math Wakelin* p^{te} and *Walter Rowse* defend^t It is ordered that the said *Rowse* pay vnto the said *Wakelin* in full of all costs charges disburse^{ts} damages and fees whatsoever the Sum^e of three thousand five hundred p^{ou}nds of Tob^o and Caske convenient in *Eliz Citty* County by the 25th of *December* next for paymen^t where of *w^m Alford* enters himselfe Security All bargaines and condi^{ti}ons whatsoever made by *Rows* wth *wakelin* to be void.

24th of May afternoone

[p^{re}sent]

GOVERNO^R S^r *Hen: Chickley* Tho: *Ludwell* Majo^r Gen^l *Smith* Theo. *Bland* Tho: *Ballard* Esq^r

Cary vs Collier

Whereas M^r *Edward Sockey* of *Yorke* County dec^d did amongst other by his last will give a^{co}nsiderable p^{ar}cell of Land and p^{er}sonall estate vnto *Isaac Collier* Sonne of *Isaac Collier* and in case the said *Isaac Collier* should Dye then vnto *Will^m Carter* (then absent) and in case of his death Such legacies & bequests were given to one *Judith Lothier* and whereas the s^d *Isaac Collier* Sonne of the Said *Isaac* dieing and the s^d *Carter* being st^{ill} absent not Since heard of and reasonably Supposed to be dead, And whereas one *Henry Cary* marrying the said *Judith Lothyer* and petitioning to be poss^{es}t of the Said Legacies and bequests in Right of his wife, It is ordered he be poss^{es}t wth the Same, to the full of the bequests and Legacies Soe given (the Land onely excepted) w^{ch} is adjudged to the Brother of the said *Isaac Collier* dec^d, ffor p^{er}formance whereof It is ordered M^r *Tho: Bushrod* & M^r *Tho: Iken* at some convenient tyme before next Court examine the p^{ar}p^{er}s and accounts of the said *Isaac Collier* father of the s^d *Isaac* Dec^d who is poss^{es}t wth the s^d estate as alsoe the will and Settle the said estate whereby the Said *Cary* may be poss^{es}t of what is due in Right of his wife, and all payments and disbursements of the said *Collier*

Justly

Justly made to be proportionably allowed and paid, *And it is further ordered* that the said *Cary* give good bond with Security that in case the Said *Carter* shall appeare to claime that he to repay him what he is now ordered to receive

Ord^r about
Edloes Estate

That Cap^t *Robert Wynn* (if he accept) be guardian and have the Tutoring of *Jn^o Edloe* orp^t *Sonne* and heir of *L^t Coll Math Edloe* to gether with the full managemen^t of what estate is or shall belong to the Said orp^t: vpon receipt of w^{ch} estate the said Cap^t *Wynn* is to give Security to the County Court of *James City* for the due and lawfull payment thereof

May the 25th 1671

[Present]

GOVERNOR S^r *Hen: Chicheley Tho: Ludwell Sect Edwd Diggs Major Gen^l Smith*
Co^{ll} *Bacon Coll Swann Theo: Bland Tho: Ballard L^t Co^{ll} Beale L^t Coll Parke*
Esq^{rs}

Vassall vs Pate

The Atachm^t granted Coll *Jn^o Vassall* and M^r *Jn^o Saffin* for a debt due from *Henry Vassall* Dec^d and Served in the hands of M^r *Jn^o Pate* is continued till the third Day of the next Gen^l Court, where the Said M^r *Pate* is to appeare and Judgm^t to passe thereon.

Shawes ord^r
Reprieve

By consent of all the Court that are wthin the Comi^{ss}on of Oyer & Terminer that *Tho: Shaw* a prisoner Condemned at last Court to be hanged and reprieved to this Court, be reprieved till the third Day of next *Aprill* Court, where it will be knowne whether a pardon from the King will be granted him and in the meane tyme the Sherr to take p^{er}sonall Security for the said prisoner

Monfords order

M^r *Will^m Monford* in Court relinquisheth his executorship to the will of Cap^t *Groves*

Bacons ord^r for
Pettus orp^t vs
Groves

Judgement is granted *Nath Bacon* Esq^r on behalfe of *Thomas Pettus* orp^t ag^t the estate of Cap^t *Jn^o Grove* dec^d for paym^t of tenn Ewes and lambs w^{ch} are to be paid by Coll *Swann* and Cap^t *Ramsey* Exec^{rs} of the will of the said Cap^t *Groves*

Monford vs
Swann &c

Judgm^t is granted M^r *W^m Monford* Attorney of *Ann Monford* widdow ag^t Coll *Tho: Swann* and Cap^t *Edw^d Ramsey* Exec^{rs} of the will of Cap^t *John Grove* dec^d for payment of one hundred and thirty pounds six shill and Eleven pence *Sterl*, and eight thousand foure hundred and Sixty Pounds of Tob^o and Caske.

Bland p^r Admr
on Lifiers estate

Humphry Lister dyeing left an exec^r and she dying and none left to manage that estate, it is ordered vpon Peti^{con} of *Theo: Bland* Esq^r that he be Adm^r of the said estate giving bond & Security for due admi^{ss}on

Moore vs Stubbs

Judgm^t vpon an Atachm^t is granted *Richard Moor* m^{ch}ant for himselfe and as Attorney of *Tho Glasbrooke* vpon severall goods seized by the Sherr of *Gloster* County, and appraised towards satisfac^{on} of a debt due from one *John Stubbs*, alloe that a floope seized be likewise delivered as she cost the said *Stubbs*

Lynny and
Mason vs Groves
Exec^{rs}

M^r *Water Chiles* and M^r *W^m May* are nominated and appointed to examine and settle all bills and accounts betweene *Richard Lynny* and *Francis Mason* of the one p^{ar}t, and the Exec^{rs} of the will of Cap^t *Jn^o Grove* dec^d on the other p^{ar}t and the exec^{rs} to pay what they shall find due

Page vs Groves
Exec^{rs}

Judgm^t is granted Mr *John Page* ag^t Coll *Swann* and Cap^t *Edward Ramfey* exec^{rs} of the will of Cap^t *Jn^o Grove* deēd for paym^t of thirteene pownds fiftene fhillings and Nine pence

Moore vs Stubbs

In the Difference betweene *Richard Moore* March^t for himselfe and on the behalfe of *Thomas Glasbrooke* pl^{ts} and *Jn^o Stubbs* deft It is ordered Mr *John Page* Mr *Jonath Newell* and Mr *Will^m Monford* March^{ts} Examine the accounts betweene them beginning wth the bāll of the first account to enquire how that ballance became due and foe to p^{ro}ceed vpon the rest of acc^{ts} and in their p^{ro}ceedings have relation to the contract made betweene them and to draw vp settl^e and state the said full account as expeditious as may be and retorne their p^{ro}ceedings thereon to the third Day of the next Gen^l Court for Judgm^t in the p^{ro}misses, that the p^{ar}ties to meet in the p^{ro}misses is the 26th Day of *June* next at the house of Mr *David Newell*

Cap^t *Lightfoots*
Comi^{con} Read

The Comi^{con} granted to Cap^t *Jn^o Lightfoot* to be Auditor Gen^l read in this Court who yield all due respects and obedience thereto, but wth all submission suspends the execu^{con} of the same vntill his Ma^{tes} further pleasure be knowne therein the said place of auditor being long since before that granted by Comi^{con} from the power of this Country to *Edward Diggs* Esq^r

25th afternoone

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley* Edw^d *Diggs* Major Gen^l *Smith* Coll *Swann* Coll *Bacon* Theo: *Bland* L^t Coll *Parke* Tho. *Ballard* Esq^r

Newell vs Clare

Ambrose Clare being arrested to last *Aprill* Court at the Suite of *Jonathan Newell* for a very confid^{able} sume of Tob^o w^{ch} suite amongst others was referred to this Court, And one *Sam^l Oufteen* being alleadged Security for appearance, and *Clare* not appeareing this Court Judgm^t is granted ag^t the said *Oufstin* if Security for what shall appeare due the three day of the next Gen^l Court in case the said *Oufteen* caufe not the s^d *Clare* to appeare in the p^{ro}misses, and in case *Oufstin* was not Security for *Clare* then this order to be ag^t the Sheriff

S^r *Hen:*
Chicheley p^r
Survey of Lands

Vpon the petition of the Hon^{ble} S^r *Hen: Chicheley* Kn^t on behalfe of Mr *Ralph Wormeley* It is ordered he Survey three thousand two hundred acres of Land form^{ly} granted to Cap^t *Ralph Wormeley* deēd and to run the lyne by Includeing *old Nimcock & New Nimcock* according to pattent granted in 1649 for the said land for discovery of w^{ch} bounds and places some of the Ancient Inhabitants at the request of the said S^r *Hen:* are to be p^{re}sent at the s^d Survey, if one *Robinson* have any Just Complaint to be left to his remedy after Survey

Ballard vs Sherr
p^r *Clare*

Ambrose Clear being arrested to this Court by the Sherr of *New Kent* County at the Suite of *Tho: Ballard* Esq^r for tenn pownds *Sterl* and twelve hundred pownds of Tob^o and Caske and the said *Clare* not appeareing nor security retorned It is therefore ord^{ed} the said Sherriff pay the said Sumes wth costs in case he caufe not the s^d *Clare* to appeare the third Day of the next Co^{rt} according to Act

Lebritton

*Lebritton vs
Ashtons Exec^{rs}*

Whereas one *Jn^o Lebritton* sometyme of *Jersey March^t* left a considerable estate in this Country in the hands of *Coll Peter Ashton* decd w^{ch} said *Ashton* by his will left *Maj^{or} Allerton & Cap^t Thomas Brereton* in trust for Exec^{rs} And whereas ord^{rs} have past that the said *Allerton* and *Brereton* should not *sh^d* wth that estate vntill the cause was determined but it now being alleadged y^t the said Trustees have paid and delivered over the same vnto one or both of the Brothers of the said *Ashton* w^{ch} were named exec^{rs} in the said will, w^{ch} said p^{ro}ceedings keeps the said *Lebritton* out of his said estate to his very great Damage, *It is therefore ordered* that the Court held for *Northumb^rland* fully and thorowly examine the p^{ro}misses and all bookes p^{ap}ers and others relating thereto, to Summons all p^{ar}ties concerned therein in what County or Countyes Soever they dwell or bookes and papers are And that they Secure the estate of the Said *Ashton* Soe farr forth as it be lyable to pay what shall appeare due, and that the Said Exec^r or Exec^{rs} depart not out of this Country vntill this cause shall be fully ended, w^{ch} p^{ro}ceedings of the Said Court are to be retorned to the third day of the next Gen^l Court for Judgm^t therein

Beale vs Wardly

The Difference betweene *L^t Coll Tho: Beale* p^t and *Tho: Wardly* and his wife Def^t referred to a Jury

ffarrell vs Colby

Robert Colby being arrested to this Court at the Suite of *Hubbard ffarrell* Attor of *Sam^t Tovey* and the Said *Colby* not appearing noe Security retorned *It is ordered* that the Sherr pay and satisfye what shall appeare due the third day of the next Co^{rt} wth cofts in case he cause not the said *Colby* then to appeare according to A^{ct}

*Hansford vs
Sowell*

The difference betweene *Will^m Hansford* p^t & *Tho. Sowell* def^t is referred to the 3 day next Court

*Adleston vs
Cheefman*

In the difference betweene *Jn^o Adleston* p^t and *Edward Cheefman* defend^t about land *It is ordered* that in case the Said *Cheefman* app^r not the third day of the next Co^{rt} or the third day of the then next Court forthcoming to sh^{ow} good reasons to the contrary Judgm^t will passe for . . .

26th of May 1671

[p^{re}sent]

GOVERNO^R *S^r Hen: Chicheley* *Edwd Diggs* *Maj^{or} Gen^l Smith* *Coll Swann* *Coll Bacon* *Theo: Bland* *L^t Coll Beale* *L^t Coll Parke* *Tho: Ballard* *Esq^{rs}*

*Churchwardens vs
Whittaker*

A Reference between the Churchwardens of *Martyns* hundred p^t and *Rich Whittaker* Def^t to the third Day of the next Court

*S^r Hen:
Chicheleys* od^r
p^{ro} auditto^r

Ordered that the Gent^lmen appointed to auditt and settle Accounts betweene *S^r Hen Chicheley* kn^t & *M^r Cuthberth Potter* be Continued to doe the Same betweene this and the next Gen^l Court and then deliver vp the Same

*North non
suit^{rs} Gilson*

Anth North non suites *Andrew Gilson* noe De^{cl}ar being filed according to Law *It is therefore ord^{ed}* he pay Damages and cofts according to A^{ct}

*Wormeley vs
Vaulx*

Cap^t *xpofer Wormeley* non suites *James Vaulx* noe de^{cl} being filed according to Law *It is therefore ordered* he pay damages & cofts according to A^{ct} als exec

Hodge

Hodge vs Hone
reffer

The Difference betweene *Robert Hodge* Attorney of *Arthur Holdworth & Grace Waters* widd the Adm^{rs} of *Robert Waters* dec^d p^{lt} and Major *Hone* as marrying the execx of *W^m Richardson* dec^d def^t is referred to the third Day of the next Court

Price vs ffox
reffer

The Difference vpon appeale between *Rich Price & M^r ffox* is referred to the third Day of the next Co^{rt}

Beale vs Wardly

In the Difference betweene L^t Coll *Tho: Beale* and *Alice* his wife p^{lt} and one *Thomas Wardly* and *Joane* his wife Defend^t, conc^{ning} Severall Scandalous words Spoke by the Said *Joan* to the great disparagem^t and dishonor of the Said Coll *Beale* and his wife *It is ordered* she the said *Joane Wardly* shall on her knees at the next County Court held for *york* acknowledge her hearty Sorrow and repentance for y^e Same and ask pardon of the said Coll *Beale* & his wife and to have a paper on her breast notoriously to discover the fault and at that Co^{rt} her said husband give bond for his Said wives good behavior, and pay costs of suite, w^{ch} said *Joane Wardly* not ~~to~~ formeing is to have what other punishm^t the Co^{rt} shall thinke most fitt either by Imprisonm^t or otherwise

Hamlyn &
Land

Vpon the petition of *Stephen Hamlyn* on behalfe of himselfe and his brothers orp^{ts} of *Steven Hamlyn* dec^d, *It is ord^{ed}* he by a qualified Surveyor bound lay out and survey the grand pattent for the land at *Waynoake* according to the bounds and number of acres granted in that pattent, as alsoe to Survey their owne pattent for land granted the 26th of *October* 1650 and if any Surplus be found in Surveying he the s^d *Steven* to have a grant thereof Entering rights according to custome

Harlow vs
Whitby

Judgm^t is granted M^r *Jn^o Harlow* vpon an attachm^t for a bill Seized and atached by the sherr of *Warwick* of Major *Hones* made payable from him to M^{rs} *Kath Whitby* w^{ch} Said Judgm^t is towards Satisfac^{on} of a greater debt claymed by the Said *Harlow* from *Whitbyes* estate *Hones* bill being 11645[£] of Tob^o and Caske

Corbyn vs Potter
refer

The Difference betweene *Hen: Corbyn* Esq^r and M^r *Potter* p^{lt} and *Letitia Barber* Def^t is referred to the 3 day of the next Co^{rt}

Payne vs
Goodrich reffer

The difference betweene L^t Coll *Jn^o Goodrich* & M^r *Payne* is refered to the third Day next Co^{rt}

Haynes vs
Oliver reffer

The Difference betweene M^r *Haynes* and M^r *Oliver* is referred to the third Day of the next Court.

Bayly vs Price

Joseph Bayly arrested to this Co^{rt} at the Suite of *Rich: Price* by the Sherr of *Lancaster* County and he not appearing nor Security returned, *It is therefore ordered* the Sherr Satisfye what shall appear due next Court in case he cause not *Bayly* appeare at next Court according to Act

Harloe vs Loyd

M^r *Will^m Loyd* being arrested to this Co^{rt} at the Suite of M^r *Jn^o Harloe* by the Sherr of *Rappa* and he not appeareing nor Se^cu returned *It is therefore ordered* the Sherr satisfye what shall appear due next Court in case he cause not *Loyd* to appeare at next Court according to Act

Greene vs Bland
Esq^r

All accounts and differences between *Roger Green* p^{lt} and *Theo: Bland* Esq^r adm^r of the estate of *Jn^o Holmewood* dec^d Defend^t is referred to be examined and auditted of Cap^t *Rob^t Wynn* M^r *Hen: Randolph* & Cap^t *Hill* who are to meet and doe the same the 15th of *June* next five days before w^{ch} time the Said *Greene* is to deliver his account to y^e Said *Theo: Bland* Esq^r whereby the Said *Bland* may draw up his objec^{ons} if any be and retorne them to the

f^d *Greene* five dayes before the f^d Audite w^{ch} said Auditor^s are to draw vp the account and the same to be delivered vp to the third Day of the next Gen^l Court for Judgm^t therein

Cooper vs Alford

In the Difference between *W^m Alford* p^t and *Jⁿ Cooper* def^t about a bill takeⁿ by *Alford* from the Said *Cooper* for fourteen hundred and odd powns of Tob^o It appeares that the S^d Sume or P^t of it was exac^con vpon the said man by two large dues or fees taken and exacted by *Alford* for Escheating of Land *It is therefore ordered* that the Said whole bill be void and noe P^t of it paid but that the Said *Alford* be liable to pay all officers and other due fees for the Said Exac^con out of his owne estate wth costs of Suite *als* execu^con

The Court adjourned till the 20th September next

Test Rich: Auborne Cl. Con.

AT A Gen^{ll} Court holden at *James Citty* the Twentieth Day
of *September* in the yeare of o^r Lord 1671

[present]

SR WILLIAM BERKELEY kn^t Governo^r Tho: Ludwell Secr Majo^r Gen^{ll} Smith
Coll Read

Awborne p
Land

Richard Awborne hath order granted to pattent foure hundred fifty five acres of Land or thereabout in *Surry County* vpon *Blackwater* form^{ly} Surveyed for *Anthony Spiltimber* and by him not Seated according to Act Entring rights according to Custome

Owen p Land

M^r *Bartholomew Owen* hath order granted to pattent six hundred fifty five acres of Land or thereabouts vpon the *Blackwater* in *Surry County* form^{ly} surveyed by Jⁿ^o *Vincent* and by him deserted Entring rights according to Custome

Deane p Land

Jⁿ^o *Deane* hath order granted him to pattent foure hundred acres of Land on the branches of *Puscatna* on the South side of *Rappa River* form^{ly} granted to *Thomas Pattison* and by him deserted Entring rights according to Custome

21th of 7^{or} 1671

present

GOVERNO^R Tho: Ludwell fecr Majo^r Gen^{ll} Smith Co^{ll} Read Coll Swann L^t Coll
Parke Esq^r

Read vs Reeve

Whereas *francis Reeve* Dec^d charged home bills of Exchange for Eighteen pownds *Sterl* payable to Coll *Geo: Read* as Collector and the f^d Coll *Read* Supposing that the said bills may come in p^{te}sted It is vpon the reasonable petition of the said Coll *Read* ordered that an attachm^t issue ag^t the estate of the said *Reeve* for the Securety of the f^d Sum^e retornable to this Court for Judgm^t in case the said bills comes in p^{te}sted

Pegg p Land

M^r *John Pegg* hath order granted him to pattent two hundred and Eighty acres of Land in *Rappā County* deserted by Jⁿ^o *Maddison* and since by *Edward Hudson* Entring rights according to custome

White p Lands

Ambrose White hath order granted him to pattent thirteene hundred acres of Land vpon *Pungateague* in the vpper parts of *North Hampton County* deserted by *Nich Waddilow* Entring rights for the Same according to custome.

Randolph p
Land

M^r *Henry Randolph* hath order granted him to pattent two hundred Sixty acres of Land in *Appamatox* in Hen^r^o County deserted by Jⁿ^o *Gilliam* Entring rights according to Custome.

Pickes p Land

Cap^t *Jofias Pickes* hath order granted him to pattent three thousand acres of Land in *New Kent County* Deserted by Major *Will^m Lewis* Entring rights according to Coftume.

Cooke vs

Mathewes

An Extent issued
the 7th Septemb 1672

p Tho. Wardson

An extent is granted to W^m *Cooke* according to Law ag^t the Lands of *Hugh Mathewes* in the *Isle of Wight County* It being made appeare in that Court that there is Due to the said *Cooke* five thousand two hundred pownds of Tob^o and Caske and Cofts and noe p^{er}sonall estate of the said *Mathewes* there to be found.

West

*West &c vs.
Waters
exec vs estate*

Mr *Jn^o Waters* being arrested to this Court at the suite of
Cap^t *Jn^o West Charles Scarburgh & Devorax Browne* adm^s of
Coll *Edwd Scarburgh* Dec^d for seventeen pownds ten shillings
Sterl by bills of exchange come in p^{te}sted and the said *Waters*
not appeareing and *Charles Turner* returned Security Judgm^t is
granted ag^t the said *Turner* for the f^d Sume and Damages according
to Act vnlesse he cause the appearance of the f^d *Waters* at next
Court according to Act.

21th of 7^{vr} afternoon

[p^{se}nt]

GOVERNO^r *Tho: Ludwell* Secr Major Gen^l *Smith* Coll *Read* Coll *Swann* L^t Coll
Parke Esq^r

Beverley p^r
Land

Mr *Robert Beverly* hath ord^r granted him to pattent fix hundred
acres of Land in *New Kent* County deserted by *Jn^o Pegg* lying on
the North Side of *Mattapony* river Ent rights &c.

Ivey p^r Land

Viceffimus Ivey hath order granted him to Survey and pattent
about foure hundred acres of waft Lands adjoyneing to *Geo:
Kemps* plantation and the land of *Benjamine Burroughs* in *Lower
Norffk* County not p^rjudiceing any form^r grant and Enttring rights

*Read^r vs
Whittaker
exec &c*

In the difference betweene *Andrew Reader* and *Clement Haydon*
Churchwardens of *Martyns* hundred p^rish pl^t & Mr *Richard
Whittaker* Def^t about bastardy *It is ordered* that the Said *Richard
Whittaker* keep the child and pay what the p^rish hath already
disburfed about keeping the Said Child with costs of Suite *als* exec.

Tilney non.
West.

Major *Tilney* nonsuites Cap^t *Jn^o West* noe Dec^l being filed
according to Laws

Bowman non.
West

Captain *Edmond Bowman* nonsuits Cap^t *Jn^o West* noe Dec^l
being filed according to Act.

Willett vs Pigott

In the difference betweene *John Willett* as guardian to *W^m
. . . Willett* his child pl^t and Mr *ffrancis Pigott* Defend^t about
Severall goods made over by Mr *Edwd Littleton* dec^d to Mr^s *Sara
Douglas* alfoe Dec^d is Suspended at the request of the pl^t and
the defend^t till the case be Stated and sent for *England* and the
opinions of some of the Judges be transmitted hither therein, and
the Said *Pigott* give bond wth Security that the estate foe made
over by the said Deed be forth comeing vpon futher order being
now in his possession

Bullen vs King

Jn^o Bullen Sueing *Richard King* to this Court about a p^rcell
of Land in *Rappā* County and considering the poverty of the
p^rsons doe thinke fitt and accordingly order that Mr *Moseley* &
Mr *Travers* make enquiry into the said difference and make report
thereof to the Court of *Rappā* there to be finally ended and
Determined.

*Crewes vs
Pleasants*

In the Difference betweene Cap^t *Crewes* pl^t and Mr *Jn^o Pleasant*
attorney of Mr *James Janncy* Exec^r of Mr *Jn^o Bauchamp* dec^d
about a former auditt and order of *Hen^o Court* *It is ordered* by
consent of p^r and defend^t That Mr *Randall* Major *ffarow* Coll
Thomas Ligon wth adition of Mr *James Mynns* in the roome of
Mr *George Harris* for a finall end and determination thereof vpon
sufficient notice given them auditt and State the accomp^s and
all differences betweene them and their award to be a finall end
of the Said Difference.

Crewes

*Crewes vs
Pleasants*

Mr *James Crewes* Sueing *Jn^o Pleasants* Attorney of *James Janncy* Exec^r of *Jno Beauchamp* dec^d to this Court for the Delivery of certaine things in his hands due the said *Crewes* And it appeareing by confession of the Said *Pleasants* that he hath in his custody three rings a Silver thimble and two knife hafts which he is accordingly ordered forthwth to Deliver to the S^d *Crewes* wth costs of Suite *als* exec.

22th of 7^{or} 1671

[p^{re}sent]

GOVERNO^R *Thom Ludwell* Sec^r Major Gen^l *Smith* Coll *Read* Coll *Swann* Coll *Bacon* L^t Coll *Parke* Esq^{rs}

Randolph p^r
Land

Mr *Henry Randolph* hath order granted him to p^{at}ent three hundred thirty five acres of Land in *Hen^o County* deserted by Coll *Tho: Ligon* and Major *W^m ffarrar* Entring rights &c.

Parke vs
Evelin reff

The Difference betweene L^t Col *Parke* & Cap^t *Evelin* is by consent referred to the third Day of next Court.

Bryan vs
ffoard

Charles Bryan nonfuites *Jn^o ffoard* noe Declara^on being filed according to Law

Hansford vs
Seawell

Whereas *Jn^o Hansford* dec^d did by his will give and bequeath vnto *Will^m Hansford* and *Jn^o Hansford* his two sonnes & to their heires for ever Six hundred acres of Land at *Clay banke Creeke* in *Gloster County* And whereas there was noe division made between them before the death of *Jn^o Hansford* the Sonne who by his will gave the Same to *Rebecca* his wife with whome *Thomas Seawell* Intermarried And whereas *will^m Hansford* Sued the said *Seawell* to this Court for possession of the said moyety of the said land due to him as Survivo^r It is after much debate ordered that an equall division according to value be made of the Said moyety of the Said land into three equall p^{or}ts and the Said *Seawell* to have first choice in right of Dower for his said wife and that the charges be drawn vp of p^lt and defend^t and to be equally borne betweene them

Jordan non:
Hyre &c
Ludwell vs
Greenfeild

Cap^t *Robte Jordan* nonfuites *James Hyre* Attor of *Georg Read* noe Declara^on being filed according to Law

The Sherr of *New Kent* is hereby ordered to deliver the body of *Jn^o Greenfeild* into the custody of the Sherr of *James Citty County* who lyes there at the Suite of *Tho: Ludwell* Esq^r by *Tuesday* next

September 22th 1671

[p^{re}sent]

GOVERNO^R *Tho: Ludwell* Sec^r Major Gen^l *Smith* Coll *Read* Coll *Bacon* Coll *Swann* L^t Coll *Parke* Esq^{rs}

Moseley p^r
Land

M^{rs} *Mary Moseley* hath order granted to Survey and P^{at}ent what waft and vn^{er}p^{at}tended land shall be found betweene the lands of her the said *Mary* given her by her father and the lands of Cap^t *Adam Thorowgood* Rob^t *Hodge* L^t Coll *Lambert* dec^d lying in *Lynhaven* p^{ar}ish in *Lower Norffk County* p^{re}judicing noe former grant and giving the neighbourhood notice of Surveying the Land, and Entring rights

Dunston

*Dunston vs
Sallaway*

The difference between *Jn^o Dunston* pl^t and *Jn^o Sallaway* def^t about land in *Surry County* given by *Peter Greene* to *Katherine* his wife wth whome the said *Sallaway* since married is at the request of the Defend^t referred to be heard the third day of the next Gen^l Court in Chancery

*Whiteing vs
Walker*

In the Difference betweene M^r *Henry Whiteing*, and Major *Thomas Walker* adm^r of *Thomas Perry* de^{cd} about a bond of forty pownds *Sterl* for the cure of the f^d *Perryes* wife of a diftemper was this day fully debated in Court and it is order^d that the said Major *Walker* as adm^r aforefaid pay vnto the said *Whiteing* by good and suffi^t bills of Exchange the Sum^e of ten pownds *Sterl* for full satisfac^{on} of the said bond and each p^{ty} to beare his owne charges

*Cockerham vs
Lyddall*

Cap^t *George Lyddall* being f^umoned to this Court by *Joseph Cockerham* who married wth *Ann Philladay Garraway* about the difcovery of the intents of a Deed wherein the said *Ann Philladay* had made over in trust for the v^{se} of herselfe and children before her intermarriage wth the said *Cockerham* to the said *Lyddall* certayne goods, and the said *Lyddall* in Court delivering in writing vnder his hands that the said estate foe made over by the said deed was for noe other v^{se} intent or purpose but for the v^{se} of her & her said children It is therefore order^d that the Deed be Continue and remaine to the v^{ses} aforefaid

September 23^d 1671

[p^{se}nt]

GOVERNO^r *Tho: Ludwell* Secr Major Gen^l *Smith* Coll *Bacon* Coll *Swann* Hen: *Corbyn* L^t Coll *Parke* Esq^{rs}

Moore vs Stubbs

The Hon^{ble} *Hen: Corbyn* Esq^r and Coll *Bacon* are desired to examine and auditt the accounts betweene *Rich Moore* on his owne behalfe and as Attor of *Tho: Glasbrooke* and *Jn^o Stubbs* and make report thereof to this Court by *Thursday* morning next

Corbyn p^o Land

Hen: Corbyn Esq^r enters his clayme for foure yeare seating 100 acres of Land in *Rappā County* granted to him by pattent Dated y^e 25th of 7^{br} 1668

*Hayward vs
Bryan*

The Difference betweene *Jn^o Hayward* and *Charles Bryan* is referr^d to the third Day of the next Gen^l Court

*Beale vs
Wardly*

Whereas *Joane* the wife of *Thomas Wardly* was by this Court Ord^{ed} for several scandalous words spoken ag^t Coll *Beale* and *Alice* his wife, It was order^d that she should on her knees wth other things in the said order men^{con}ed at *Yorke* Court aske the said Coll *Beale* and his wife forgiveness, And whereas it appears that she most contemptuously refused to doe the same It is order^d that the Sherr of *Yorke* County cause the p^{er}sonall appearance of the said *Joane* at the third Day of the next Gen^l Court there to receive her punishm^t according to the said order

Gates will p^{ro}ved

The last will and testam^t of *Sara Gates* wife wife of *James Gates* was this day p^{re}sented in Court and approved to be a good will and a p^{ro}bate thereof granted to *Jn^o Wells*, *Jn^o Naylor* one of the witnes^{ses} being f^oworne in *Lancaster County* Court as appears by a Certificate vnd^r the hand of *Edward Dale* Clerke of that Court

Moseley

Mofeley ꝑ
Eſcheate Land

It is the Judgm^t of this Court that the land of M^r W^m *Mofeley* dec^d appears to eſcheate to his Ma^{ty}, and that a grant thereof be had to *Mary Mofeley* his relict in the right of the children of the ſaid *Mofeley* and the ſaid *Mary* to have her dower

Page ꝑ Land

Jn^o Page hath order granted to Survey and pattent a ꝑcell of waſt land in *Lower Norffk* County ꝑjudicing noe former grant and givinge the neighbourhood notice when he Surveyes the ſame and entring rights

Harloes clayme
for a d^t due
from Coll *Moore*
ffanteleroy

It is ordered that M^r *Jn^o Harloes* Clayme be . . . to a debt due to him form the eſtate of Coll *Moore ffanteleroy* for two thouſand five hundred pownds of Tob^o and Caske . . . it may not be a barr to him from recovering his debt when . . . orphants come of age

Cary vs Collier

Vpon the petition of *Henry Cary* relating to a former order betweene him and *Iſaak Collier* about certaine goods due to him from the ſaid *Collier* in right of his wife *It is now ordered* by conſent of both ꝑtyes that M^r *Tho: Buſhrod* and M^r *Tho: Iken* be fully Impowred to moderate the extreames of all differences betweene them and finally to end and determine the ſame & in caſe of difference between them the ſ^d *Buſhrod & Iken* they to chooſe a third ꝑſon to end the ſame and they to appoint their owne convenience for tyme and place

September the 25th 1671

[ꝑſent]

GOVERNO^R S^r *Hen: Chicheley Tho Ludwell Secr Majo^r Gen^{ll} Smith Coll Read*
Hen: Corbyn Eſq^{rs}

Cole vs
Scarburgh &c

Judgm^t is granted to M^r *Will^m Cole* ag^t Cap^t *Jn^o Weſt Charles Scarburgh* and *Devorax Browne* adm^{rs} of Coll *Scarburgh* dec^d for payment of twenty pownds ſterl out of the ſaid *Scarburghs* eſtate wth coſts to be paid in the next place to *ffarvax* d^t by a form^t Judgm^t of this Court

Weſt ꝑ Land

Cap^t *Jn^o Weſt* hath order granted him to pattent five hundred acres of Waſt land Joyneing to his owne land betweene *Chickames* and *Deep Creeke* on the bay ſide being broken Iſlands and march land in *Northampton* County Entring rights &c

Radford vs
Yarrow

In the difference between *ffra: Radford* and *James Yarrow* about land *It is ordered* that at Some convenient tyme betweene this and the third Day of the next Court Majo^r *Harris* & M^r *Mynns* together wth a Jury of the neighbo^rhood to be Su^moned by the Sherr of *Hen^o County* and the Court to appoint the Jury and to be Sworne by one of the Majeftrates of that County Survey and lay out the Said *Yarrowes* land according to the bounds of the Said pattent and make report thereof to the third Day of the next Court

Vaffall vs Pate

Judgment is granted to Co^{ll} *Vaffall* vpon an atachment Served in the hands of M^r *Jn^o Pate* as Attorney of M^r *Henry Vaffall* for Soe much as is due to M^r *Jn^o Saffin* in the Said M^r *Pates* hands wth coſts

Vaffall vs Saffin

The Difference betweene Co^{ll} *Vaffall* & M^r *Jn^o Saffin* about Defamation at the motion of M^r *Beverley* Attorney of the Said *Saffin* is referred to the next Court the third Day where if *Saffin* appeare not then to ꝑceed to Judgm^t

Jordan

*Jordan vs West
&c*

Judgm^t is granted to Co^{ll} *George Jordan* ag^t Cap^t *West Charles Scarburgh & Devorax Browne* adm^{rs} of the estate of Coll *Edmond Scarburgh* De^{cd} to be paid out of the said *Scarburghs* estate wth cofts *ffarvax* Debt being first Satisfyed

Newell vs Man

Arnold Man appealeing to this Court from *kent* Court in a difference betweene the Said *Man* & M^r *Jonathan Newell* about fix hundred pownds of Tob^o and the Said *Man* now not appeareing to p^{ro}secute *It is ordered* that the Said ord^r of *kent* Court be confirmed and the Said *Man* ordered to pay Damages and cofts according to Act as in case of appeales *als* exec

*Jervas vs Swann
&c*

Judgm^t is granted to M^r *Thomas Jarvis* Attorney of M^r *Macnen* ag^t Co^{ll} *Swann* & Cap^t *Ramsey* exec^{rs} of Cap^t *Jn^o Grove* de^{cd} for paym^t of two thousand five hundred eighty Seven pounds of Tob^o. and Caske and forty five pownds *Sterl* wth cofts

Vaffall vs Lord

The Sherr of *Westmrland* County is ordered vpon forfeiture of ten thousand pownds of Tob^o and Caske to caufe the p^{ro}sonall appearance of Cap^t *Jn^o Lord* at the third Day of the next Gen^l Court then and there to answere the suite of Co^{ll} *Jn^o Vaffall* in an acc^{on} of Defamation

Junifer p^{ro} land

M^r *Daniel Junifer* who marryed wth M^{rs} *Ann Toft* hath order granted him to Survey and pattent what waft and vnpatented lands fhall be found neare and adjoyneing to all or any of his Devidents of Land form^{ly} granted to the Said M^{rs} *Ann Toft* by patts, and likewise to Survey all or any of his Said Devid^{ts} now in the County of *Northampton* and if any Surplus be found wthin the Said Bounds the Said M^r *Junifer* to have a grant thereof Entring rights according to custome

*Tod vs Colles
p^{ro} auditor^s*

The Difference betweene Cap^t *Tho: Todd* and M^r *Robert Colles* is by consent referred to be auditted by M^r *Richard Lawrence* and M^r *W^m May* & Co^{ll} *Vaffall* who are ordered to auditt the Same and make report thereof to morrow morneing Majo^r *Ball* & Majo^r *Godwyn* are added in the Roomes of Coll *Vaffall* and M^r *May* in respect they cannot possibly attend

*Jennings p^{ro}
Mathewes orp^t*

It is vpon the reasonable motion of Coll *Peter Jennings* granted that Majo^r *Jn^o Smith* & Coll *Prichard* be joyned wth him in the guardianhipp of *Jn^o Mathewes* orphan^t of Coll *Sam^l Mathewes* Dec^d M^{rs} *Anna Bernard* who was form^{ly} guardian being lately dead

September the 25th afternoon

[p^{ro}sent]

GOVERNO^R *Edward Diggs Hen: Corbyn Coll Read Coll Swann Esq^{rs}*

*Clarke vs
Wheelock*

In the Difference vpon an appeale from *kent* Court betweene *Abraham Wheelock* & *Mathew Clarke* *It is ordered* that if the said *Clarke* doe not pay the Tob^o according to his Specialty that then the verdict of the Jury wherein they find the said *Clarke* hath Sustayned Damages to five hundred pownds of Sweet Scented Tob^o and Caske be voyd and of none effect but if it be paid according to the teno^r thereof then the Said Juro^{rs} verdict is confirmed and the Said *Wheelock* ord^red to pay the Same wth cofts *als* exec

Drumond

Drumond p
auditor

It is vpon the humble motion of Mr *W^m Dromond* to this Court that they would be pleased to request two of this Court to examine his account ag^t Cap^t *Whittyes* estate and the Legallity thereof the hon^{ble} *Henry Corbyn* & Coll *Bacon* are desired to examine the same and make report thereof to this Court by *Thursday* next

Oldis p Land

W^m Oldis & *Robert Ruffin* hath foure yeares longer granted them from the Date of their Pattent to Seat two thousand and fifty acres of land in the *Ifle of Wight* County vpon the branches of *blackwater*

Vassall vs Pate

Whereas by a former ord^r of this Court Mr *Vassall* & Mr *Saffin* had an atachm^t granted them for two hundred and six pownds *Sterl* ag^t the estate of *Henry Vassall* de^d in the hands of Mr *Pate* Attorney to *ffra: Vassall* admⁿ of the said *Henry* Judgm^t is now granted the Said Mr *Vassall* for soe much as is his part being one hundred and three pownds *Sterl* in the hands of the said Mr *Pate* wth costs but noe execu^con to issue till the last of *December* next in w^{ch} tyme Mr *pate* may be Informed out of *England*

Jordan vs
Collyer

Mr *Clement Marsh* Attorney and on the behalfe of Mr *W^m Collyer* confesseth Judgment to L^t Coll *George Jordan* Attorney of Mr *Thomas Waller* for payment of Eighty three pownds five shillings and three pence wth costs

Beckingham

It is the opinion of this Court that what Mr *Beckingham* doth Legally expend about the defending of a title to land ag^t the clayme of *Giles Coles* and his wife be brought to and allowed out of the orp^a estate

Sand'son non:
Gunnell
Gully p land

Mr *Edward Sanderson* non suites Mr *Edward Gunnell* noe Declaran being filed according to Law

Tho. Gully and *Jⁿ ffitchett* hath order granted to pattent a tract of land on the South side of *Rappā* river vpon the *Draggon* Swamp bounding vpon the land of *Tho: William'son Jun^r* & *Ever Davison* formly granted to *Jⁿ Maddison* and by him Deferted and since granted to *Edward Hudson* and by him deferted Entring rights

Jⁿ Hayward non suites Mr *Oufteene* noe declaration being filed according to Law

Hayward vs
Oufteene
Hayward vs
Oufteene
Parrott vs
Weekes

Jⁿ Hayward non suites Mr *Oufteen* Attorney of *Thomas Barber* noe Declara^con being filed according to Law

In the Difference betweene Mr *Parrott* and Mr *Weekes* Defend^t about land It is ordered that Mr *Lewis* and Mr *Moseley* wth an able Jury of the Neighbourhood to be Impannelled by Mr *Thacker* Mr *Parrott* being Sherr doe Survey and lay out the Said Mr *Weekes* his land now in dispute according to his ancient bounds of his pattent and he whome appeares to be cast to pay the charges w^{ch} report is to be returned to the third day of the next Court and *Henry Corbyn* Esq^r is desired to Sweare the Surveyo^rs Jury and chaine carriers and the tyme to be appointed for doeing the Same is referred to the pl^t and defen^t and the Com^{rs} of the County to be of the Jury

Coles vs
Beckingham

In the difference betweene *Giles Coles* pl^t and *Rob^t Beckingham* who married the reli^ct of *Rawleigh Travers* Def^t about a tract of land p^ttended to be purchased by *Tho: Travers* and therefore to defend to the said *Coles* in the Right of his wife Daughter to the said *Stevens* It is ordered that the Court of *Lancafter middx* and *Rappā* doe carefully send out demands and direc^con to their Severall Sherrs to Sumon the most knowing and credible men of the neighbourhoods

neighbourhoods who are to confider and refolve by oath under their hands whether the faid *Travers* became poffefft of the faid lands in queftion in Right of the faid *Stevens* as marrying his widow and how long and by what right the faid *Travers* lived in it and refolve their report therein to the third Day of the next Court and that Mr^s *Beckingham* declare her knowledge before S^r *Hen: Chicheley* or *Henry Corbyn* Efqr

September 26th 1671

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley* Edward Diggs Coll Read Coll Swann L^t Coll Beale L^t Coll Parke Tho: Ballard Efqr^s

Sudden vs
Swann

It is ordered that Coll Thomas Swann pay vnto George Sudden the Sume of fixteen hundred pownds of Tob^o and Caske & cofts als exec

Bramm p
Land

David Bramm hath order granted him to pattent a tract of land in *New Kent* County near the *Draggon Swamp* formerly granted to Cap^t *W^m Clayborne* and *Jn^o Winsloe* w^{ch} is fince fold to *Ambrofe Cleare* and by them Deferted Rights for five hundred acres being entred in Court

Toby vs Colby

Mr^r *Robert Colby* confeffeth Judgm^t to Mr^r *Hubbard* ffarrell Attorney of *Sam^t Toby* for paym^t of three thoufand one hundred and forty pownds of Tob^o wth intereft and cofts

White p Land

Mr^r *Will^m White* hath order granted him to pattent eight hundred and fifty acres of land in *Surry* County on the *Cypres* Swamp deferted by Mr^r *Rich Merewether* entring rights according to Cuftome

West p Land

Jn^o West hath order granted to pattent three thoufand feven hundred and fifty acres of Land on the South Side of *Deep Creeke* in the County of *Northampton* formerly *Accomack* Including all the necks and branches form^{ly} granted to *Tabitha* and *Matilda Scarburgh* and by them Deferted Enttring rights according to Cuftome

Browne p Land

Mr^r *Devorax Browne* hath order granted to pattent three thoufand five hundred and fifty acres of Land lying on the North fide of *Deep Creeke* in the County of *Northampton* form^{ly} *Accomack* bounding on the bay including all necks and branches Deferted by *Tabitha* and *Matilda Scarburgh* Enttring rights according to Cuftome

Scarburgh West
& *Browne p*
Lands

Whereas *Charles Scarburgh Jn^o West* and *Devorax Browne* Adm^{rs} of the eftate of Coll *Edmond Scarburgh* dec^d Informed this Court that the f^d Coll *Scarburgh* form^{ly} tooke vp and pattened feverall Tracts of Land in the County of *Northampton* w^{ch} is Deferted *It is vpon the petition of the faid Scarburgh West and Browne ord^{ed}* that they have a grant for thofe lands deferted by the faid Coll *Scarburgh* vidz two thoufand acres of Land lying on the North and South fide of *Tymber Creeke* in *Accomack* Corn fourteen hundred acres lying on the South fide *Stokelye* branch called *Affawoman* Creek on the Seaboard fide three thoufand acres of Land lying on the South fide of *Kecotank Neck* Eaft by the Sea fide and Wefterly into the woods, fix hundred acres of Land being a neck called *Hogg Neck* near *Kecotank* Creek, & two

thoufand

thoufand acres of Land lying on the Seaboard fide at *Gingoteage* Creek betweene *Gingoteague* Creek & *Swanficutts* Creek Entring rights according to Cuftome

Jordan vs
ffegarrell

The order that Cap^t *Robert Jordan* as adm^r of *Nicholas Jordan* obteyned ag^t *Morris ffegarrell* at a Court held for *Lower Norff* County the 15th of *June* laft about a negroe is confirmed to the f^d *Jordan* wth Damages and cofts according to A^{ct} as in cafe of appeales als exec, And *ffegarrell* to be paid what he can make appeare to be due to him out of the faid *Jordans* eftate if there be Affetts, and he not to take advantage of the A^{ct} concerning Dead mens eftates

Place vs Stith

It is ordered for a finall end and determination of the difference betweene M^r *Rowland Place* and M^r *Jn^o Stith* about land *It is ordered* that Coll *Ligon* Cap^t *Vnderhill* M^r *Jn^o Lewis* M^r *Mynns* and M^r *Beverley* to be affiftants Surveyo^{rs} doe betweene this and the next Court Survey and lay out the faid M^r *Place* three thoufand five hundred acres of Land and two hundred twenty feven acres of marfh according to the bounds of this faid pattent and make report thereof to the third Day of the next Court And M^r *Bland* doth give his affent in Court that the faid Surveyo^{rs} may have liberty to ftretch their chaine over his land if occaſion require but not to mark any of his trees and the Surveyo^{rs} and chaine carriers to be fworne by one of the magiftrates of that County, and M^r *Place* to be allowed according to A^{ct} for Errour of Compas and chaine carrying if it be found wthin the bounds of this pattent, and noe man to give a check to the Surveyo^{rs} that they may pceed therein accordingly

26th of 7^{br} afternoon

[p^ſent]

GOVERNO^R S^r *Hen. Chicheley* Edwd Diggs Coll Read L^t Coll Beale L^t Coll Parke
Tho: Ballard Efq^{rs}

Place vs
Pleasants

Whereas at May Court laft the difference vpon a Croſſe ac^{co}n betweene M^r *Rowland Place* and M^r *Jn^o Pleasants* Attorney of *James Janncy* concerneing Tob^o ſent home to the faid *Janncy* by the faid *Place*, and diuerſe paym^{ts} p^ſtended to be made by the faid *Janncy* for the f^d *Place* was referred to be audited by M^r *Randolph* *James Biſſe* and M^r *James Minge* and to p^ſent the ſame to this Court which is accordingly p^ſented wherein they find that the faid *Janncy* is vpon ballance indebted to the faid *Place* the Sume of nyneteen pownds tenn ſhillings nyne pence wth auditt is by this Court confirmed and the f^d *Pleasants* as Attorney aforeſaid is ordered to pay wth cofts but noe execu^{co}n to iſſue till Xmas next

Kendall vs
Scarburgh eft

Whereas it appeares that Coll *Scarburgh* in his life tyme had tenn pownds *Sterl* in his hands of the public money to lay out for Ammunition for the vſe of the County of *Accomack* *It is vpon the petition of Coll Kendall* ord^{ed} that the Adm^{rs} of the faid Coll *Scarburghs* eftate pay and allow the ſame to the faid Coll *Kendall* for the vſes aforeſaid

Mofeley p
charges

It is ordered that W^m *Mofeley* and his wife be paid each of them eighty pounds Tob^o by *Thomas Bridges*, being by him ſumoned as evidences

Holloway

Holloway p
charges

Taylor p
charges

Proctor vs
Woolward

It is ordered that Tho: Holloway be p^d by Tho: Bridges according to Act foure dayes attendance

It is ordered that Jasper Taylor be paid one hundred and sixty pownds of Tob^o by Thomas Bridges being by him furnished

In the Difference betweene M^r George Procto^r p^lc & Cap^t Will^m Woolward def^t about certain accounts betweene them *It is ordered that Major Will^m Marriott M^r James Powell and Cap^t Lawrence Baker upon the tenth of October next the place where they are to meet to be appointed by the said three gentlemen doe meet at the appointed place and then and there examine auditt & state the accounts betweene them and their said auditt or any two of them to be a finall Determination of the said Difference, And the auditor^s are Impowered to administer oathes to the p^{ty}es or their evidences for the better clearing of their said accounts*

Poyntz vs Pitt

In the suite depending betweene Cap^t Jⁿo Poyntz p^lc and M^r Thomas Pitt defend^t about the hire and makeing good of a Sloop let out to the Said Poyntz by the Said Pitt after a long debate in Court by both p^{ty}es about the Said Sloop whether she was foundred or ought to be returned or not & *whereas* the reasons and proofes of both Sides were insufficient to p^{ve} what both p^{ty}es p^{se}nted, *It is adjudged and ordered by this Court that the f^d Cap^t Poyntz shall pay vnto the said Pitt according to the rate of their agreement from the first day he tooke the Said Sloop into his possession vntil the day that she was lost, and shall alsoe retorne and deliver vnto the said Pitt all and Singular the Riggin furniture & apparell that did belong vnto the Said Sloop of what was Saved after she was lost vpon his the Said Poyntz Corporall oath and foe to be discharged from the Said Sloop ffrom which Judgm^t the Said Pitts appeales to the Affsembly It is therefore ordered he give bond according to Act to p^{se}cute his Said appeale, and the said Poyntz likewise*

September the 27th 1671

[p^{se}nt]

GOVERNO^r Edw^d Diggs Co^{ll} Bacon Hen: Corbyn L^t Coll Parke Tho. Ballard Esq^r

Skipwith vs
Dudley

In the difference betweene Dame Ann Skipwith in behalfe of her Sonne S^r W^m Skipwith p^lc and M^r W^m Dudley def^t about a p^{se}ll of Land in Middx County after much Debate in the Cause *It is the Judgm^t of this Court that the right of the Said land is in the right of the Said S^r W^m Skipwith orp^t to S^r Gray Skipwith It is therefore ordered that the said W^m Dudley deliver vp the possession of the Said land to the Said Dame Ann Skipwith for the vse of the Said orp^t and pay cofts als exec*

Bogue vs
Whittaker

The Difference betweene W^m Bogue and Richard Whittaker is referred to the third Day of the next Court

Clarke vs Newell

The order that M^r Richard Clarke Attorney of M^r Geo: Lee obteyned ag^t M^r Jonathan Newell at Yorke Court for paym^t of fifty pownds Sterl by bills of Exchange p^{se}sted is confirmed with onely fiftene pownds p^{se} Cent damages wth cofts als exec

Drumond

*Drumond vs
Hyre &c*

Henry Corbyn and *Nath Bacon Esq^r* being vpon the humble motion of *M^r Will^m Drumond* desired to auditt and State the accompts betweene the said *M^r Drumond* and *M^r James Hyre* Attorney of *M^r W^m Cocker* who marryed the relict of *Cap^t Jn^o Whitty* dec^d who finds that by the Accounts exhibited by the said *M^r Drumond* that there is due to him the Said *M^r Drumond* the Sume of twenty Nyne pownds foureteen shillings and ten pence besides the accounts relating to the *Virg^a Queene* or what was taken from the said *M^r Drumond* by *M^r Harvy* at the South relation to the said auditt being had vpon Record may appeare w^{ch} Said Difference is referred to the third Day of the next Court where if the said *Hyre* appears not then Judgm^t to passe ag^t the Said *M^r Hyres* Security wth cofts

*Sanders vs
Whittaker reffe
Bridges vs
Barnes Serv^t*

The Difference betweene *M^r Sanders & Richard Whittaker* is referred to the third Day of the next Court

Richard Barnes Servant to Coll: *Bridges* haveing confessed in Court that he had run away three yeares wanting a month and had at the tyme of his runing away two yeares to Serve *It is ordered* that he Serve for his two yeares absence according to Act and pay the cofts and charges the Said *Bridges* hath expended in recovering of him after the afores^d tyme of Service is expired

*Bridges vs
Ryland
Alford vs
Warkeman*

The difference between *Tho: Bridges* and *Tho: Ryland* about a Serv^t named *Rich Barnes* is dismissed

The order that *M^r W^m Alford* obteyned ag^t *M^r Marke Warkeman* at a P^ticuler Court held in *Elizabeth City* County about the delivery of a note charged by *M^r Secretary* vpon the Said *Alford* payable to Coll *Bacon* is confirmed, And the Said *Warkeman* appealeing and noe caufe for the Same appearing *It is ord^d* that he pay cofts *als* exec

27th S^{br} afternoone

[p^{se}nt]

GOVERNO^r *Edwd Diggs* Major Gen^l *Smith* Major Gen^l *Bennett* Coll *Bacon*
Theo. Bland Hen: *Corbyn* Coll *Swann* L^t Coll *Parke* Tho: *Ballard* Esq^r

Clifton vs Brent

Whereas *Cap^t Giles Brent* appealed from an ord^r of *Stafford* County in a difference between him and *M^r James Clifton* about a P^tcell of Land given and assigned by *M^{rs} Margaret Brent* to the Said *Clifton* for the Dower of his wife *it is after much debate and ferious examinacons of their Severall pleas and evidences on both sides ordered* that the aforesaid order of *Stafford* Court be confirmed and that the s^d *Cap^t Brent* deliver the said land or the value thereof to the said *Clifton* as woodland grownd and pay damages and cofts according to Act as in case of appeales *als* exec

27th September 1671

[p^{se}nt]

GOVERNO^r *Edward Digges* Major Gen^l *Smith* Major Gen^l *Wood* Major Gen^l
Bennett Coll *Bacon* Coll *Swann* L^t Coll *Parke* Coll *Jennings* Tho: *Ballard*

Ludwell vs Size

Whereas *Tho: Ludwell* Esq^r bought a Servant of *Cap^t Clemms* named *John Greenfeild* who made his escape for *England* and was afterwards Sent into this Collony againe as a Serv^t by *M^r Sare* and

and configned to M^r Size his agent here, *And whereas* the Said *Tho: Ludwell Esq^r* hath made appeare by the oathes of Severall ~~Persons~~ *Persons* that the *1^d Greenfeild* was his Serv^t, as alsoe by the Confession of the Said *Greenfeild* in open Court *It is ordered* that the Said *Jⁿ Greenfeild* serve the said *Thomas Ludwell Esq^r* the full terme according to his Indenture in the first place, and when that tyme is expired to be adjudged by this Court whether the Said Servant fhall Serve the said *Thomas Ludwell Esq^r* for his Damages Sufteyned according to Act in the first place or the Said *Sare* for his Second Importation, *And it is orde^red* that the said *Sife* pay cofts *als* exec

*Ratcliffe vs
Godwyn*

It is ordered that Cap^t *Godwyn* pay vnto *Rich Ratcliffe* five thousand pownds of Tob^o and Caske out of the estate of M^r *Will^m Burgh* Dec^d wth cofts for Nurfeing of the Said *Burghs* orpt^a

*Keeling vs
Lawson*

It is the Judgm^t of this Court and accordingly ordered that the Right of the plantations in *Lower Norff^k* County now in the possession of *Anthony Lawson* form^{ly} belonging to *Jⁿ Martyn* doth of right belong to *Ann Keeling* Sole Sister and heire of the whole blood to the said *Martyn*, *It is therefore ordered* that the sherriff of the Said County in case *Lawson* refuse to deliver the possession of the Said Land and plantations put *Adam Keeling* who married the Said *Ann* into Imediate possession and that the said *Lawson* pay cofts *als* exec

*Bridges vs
Horth
Whittington p
land*

The Difference betweene *Tho: Bridges* and *Augustine Horth* about a Serv^t named *Rich Barnes* is difmist

Will^m Whittington hath order granted him to pattent Six hundred acres of Land in *Accomack* County on the north and south side of *Long Love* branch form^{ly} granted to *George Watson* and by him Deserted Entring rights

Swann vs Swann

The Difference betweene Coll *Tho: Swann* Exec^r to Cap^t *Jⁿ Grove* dec^d and *Samⁱ Place* and *Mathew Swann* is difmist noe cause of accon appeareing

28th of September afternoon

[p^{re}sent]

GOVERNO^r S^r *Hen: Chicheley* Edward Digges Major Gen^{ll} *Bennett* Coll *Bacon*
L^t Coll *Parke* L^t Coll *Beale* *Tho Ballard*

White p Rights

Certificate according to Act is granted to *Ambrose White* for the Importation of *Henry Plunkett* *Cisley Burke* *Marke Burke* *Mary Atkinson* *Ifabell Smith* *Ifack Bradley* *Tho Barton* *W^m Williamfon* *William Symonds* *Sufan Battman* *Andrew Price* *Jⁿ Hogshead* *Jeremia Hooke* *Rich Greene* *Mathew Browne* vt alijs

Newell vs Clare

Whereas M^r *Drumond* and M^r *Tho: Hunt* were form^{ly} appointed to auditt the accounts and differences betweene M^r *Janathan Newell* & M^r *Ambrose Cleare* where amongft other things they found that there was thirty two thousand pounds of Tob^o and Caske due to the said *Newell* from the said *Clare*, *It is now ordered* that the Said *Clare* give bond wth Suff^t Security for paym^t of the said Sume of thirty two thousand pownds Tob^o and Caske to the said *Newell* according to the Said Award wth cofts *als* exec

Ballard vs Cleare
exec iffued out

M^r *Ambrose Cleare* confesseth Judgm^t to *Tho: Ballard* Esq^r for paym^t of ten pownds *Ster^t* and twelve hundred pownds of Tob^o and Caske wth cofts *als* exec and the ord^r ag^t the sherriff to be void

Harloe

*Harloe vs
Lyddall*

It is ordered that Mr Jn^o Harloe be paid by Cap^t Geo: Lyddall^l out of the estate of Doctor Ellyson the Sume of five hundred nynety three pownds of Tob^o and Caske being the full ballance of an order of Court Dated the 17th of March 1658 Cap^t Lyddall pleading the Act of Lymtaçon but being made appeare that there was often demands made within the Act this Ord^r is granted wth cofts

Prigg vs Carver

Mr Porteene & Major Ball are ordered to examine and State the accounts and differences betweene Mr Prigg and Cap^t Carver and p^{re}sent the Same to this Court by Monday next

Pitts vs Poyntz

Mr Tho: Pitts and Cap^t Poyntz confesseth Judgm^t each to other in the sume of twenty thousand pownds of Tob^o and Caske to Stand to abide and p^{er}forme the Award and arbitram^t of Cap^t Joseph Bridger & M^r W^m Cole in a difference betweene them the said Pitt and Poyntz vpon an appeale to the Assembly from an ord^r of this Court and in case Cap^t Bridger & M^r Cole doth not agree then the Hon^{ble} Major Gen^l Bennett to be vmpiere and finally to determine the same

29th 7^{br} 1671

[p^{re}sent]

GOVERNO^r S^r Hen: Chicheley Tho Ludwell Secr Edwd Digges Major Gen^l Bennett Major Gen^l Smith Coll Bacon Coll Swann Theo Bland Hen: Corbyn L^t Coll Beale L^t Coll Parke Tho Ballard Esq^r

*Awborne &
Winfloe p^{er}
land
Revell p^{er} land*

Richard Awborne and M^r John Winfloe hath order granted them for foure yeares after the Date of their pattent to Seat two thousand acres of Land in New Kent County in the frefhes vt alijs

Mr Edward Revell hath order granted to pattent one thousand acres of Land in Northampton County form^{ly} Accomack Scituate at little Matompink Creeke bounded on the Southerne p^{ar}ts therewith on the east by the Seaboard Side and No^{ly} towards great Matomkin form^{ly} granted to Coll Edmond Scarburgh and by him Deserted as alloe to Survey the Same and if any Surplus be found wthin the said bounds to have a grant thereof and alloe to pattent what waft and vnpatterned land shall be found adjoyneing to the Said land Enttring rights according to Law and gaveing the Neighbo^{rs} notice

Todd vs Colles

Major W^m Ball and Cap^t Tho: Godwyn were by this Court appointed to auditt the accounts and differences between M^r Thomas Todd & M^r Robert Colles wherein they find that there is due to the said Todd from the Said Colles six thousand five hundred fifty five pownds of Tob^o and Caske w^{ch} auditt is by this Court confirmed and the said Colles ord^red to pay the Said Sume of six thousand five hundred fifty five pownds of Tob^o and Caske with cofts als exec

*Swann vs
Ramfey*

In the difference betweene Coll Swann and Cap^t Ramfey Exec^{rs} of Cap^t Jn^o Grove dec^d about accounts and differences relating to the Said Groves estate It is ordered that M^r Richards & M^r Bowler examine and auditt the accounts betweene them and make report thereof to this Court by Monday morning

*Bacon vs Swan
&c*

Coll Nath Bacon Guardian to Tho: Pettus Sueing Coll Tho Swann and Cap^t Edward Ramfey Exec^{rs} to Cap^t Jn^o Groves for fourteene Cropps of Corne and Tob^o made by the said orphants Servants and a negroe weoman p^{re}tended by the said Coll Bacon to be due

due from the Said *Groves* to the said orphant and after a Large plea in Court on both sides It did not appeare that the said Cropps were Sued for in the life tyme of the Said *Groves* nor any thing vnd^r his hand to oblige his Exec^s to pay the same and therefore is not allowed ag^t the Exec^s but it appeareing by certaine oathes that a negro weoman was confest by the Said Cap^t *Groves* to be p^rduced out of p^rt of the Said Cropps *It is ordered* that the said Exec^s forthwith deliver the said negroe weoman to the said Coll *Bacon* for the use of the said orphant wth her Cropps, But vpon a Second heareing the Cropps made by the said *English* Servants is referred to the next Court the third day.

September the 29th 1671

[p^rsent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs Major Gen^l Smith*
Coll *Bacon Theo: Bland L^t Coll Beale L^t Coll Parke Coll Jennings Tho Ballard*
Esq^{rs}

Clarke vs
Harwell

The Difference betweene *James Clarke* and *Eliz* his wife p^l and M^r *Jn^o Harwell* Defend^t in an ac^{con} of assault & battery is referred to be heard and determined at the next Court to be held for *Gloster* County.

Wormeley vs
May &c

Judgm^t is granted to Cap^t *Wormeley* who marryed the Relict and Executrix of M^r *Justinian Aylemer* dec^d ag^t major *Hone & M^r W^m May* on the behalfe of the p^rish of *James Citty* for paym^t of Sixteene pownds thirteene shillings and foure pence wth cost

Goldman p
Lands

M^r *Thomas Gouldman* hath order granted him to pattent one thousand and fifty acres of Lands on the South side of *Rappā* River in the freshes thereof about two miles on the back of *potobagoe* deserted by *James Coggill* Entring rights

Greene vs Bland

In the Difference betweene M^r *Roger Greene* and *Theo: Bland* Esq^r It is the vnamimous opinion of the court and accordingly ordered that the extent that the f^d *Theo: Bland* obteyned ag^t the said *Greenes* land at *Charles Citty* County Court be voyd and vpon the motion of the f^d M^r *Bland* the f^d difference is referred to the third Day of the next Court.

Stone vs
Dangerfield

The order granted to *John Dangerfeild* in right of his wife and *Ann* and *frances* daught^{rs} to Coll *Walker* dec^d at a Court held for *Rappā* County the sixth of *September* 1671 where it was ordered that the said *Dangerfeild* and Daughters should be paid the Summe of two hundred Seventy five pownds *Sterl* being the p^rduce of land given by the Said Coll *Walker* to them by will, out of the estate of the said *Walker*, and whereas M^r *Jn^o Stone* who marryed the Relict of the Said *Walker* appealed to this Court where after much Debate *It is ordered* that the said ord^r of *Rappā* court be reverfed and the f^d *Dangerfeild* ord^red to pay costs als exec.

Taberer vs
Exec^s of Hunt

The Court vpon good and equitable reasons p^rduced by M^r *Taberer* on behalfe of the orp^{ts} of M^r *Monger* Dec^d doth thinke fitt & accordingly order that the order obteyned by M^r *Tho: Hunt* dec^d ag^t the said *Monger* in *october* last in this Court for five thousand pownds of Tob^o and Caske be reverfed being p^rtend by the f^d *Hunt* from *Adams* estate for one *Malack* a Negroe

Bland

Bland p
Admiçon

Comiçon of Admiçon is granted to *Theo: Bland* . . . on behalfe of the orphants of *Mr Jⁿ Holmewood* deçd . . . the estate of the said *Homewood* he giveing caution according to Law *Mr Rowland Place* in Court enters himselfe the f^d *Mr Blands* Security And it is ordered that the admiçon granted the said *Mr Bland* on the said *Holmewoods* estate at *Charles Citty Court* and all ord^{re} Judgm^{ts} and other pceedings therein be utterly voyd and of none effect

Mr Greenes
clayme ag^t
Holmewoods
estate

Mr Roger Greene enters his clayme to the ballance of an acc^t ag^t the estate of *Mr Jⁿ Holmewood* for eight thousand seven hundred and foureteene pownds of Tob^o and Caske if it be made appeare due to be paid in the first place and to be dischargd from a bond wherein he was security for the said *Holmewood* to *John Rowse* for thirteen thousand foure hundred pownds of Tob^o and Caske

September the 30th 1671

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley Tho: Ludwell Secr Edwd Diggs* Major Gen^l *Smith*
Major Gen^l *Bennett Theo. Bland Coll Bacon Hen: Corbyn L^t Coll Beale L^t Coll*
Parke Tho Ballard

Munns ord^r

It is ordered vpon the reasonable petition of *Richard Munn* that he be restored to his vndersheriffs place in *Lancaster County* and to be paid the p^{ro}fits of the said place from the tyme he hath been dispossed

Potter p
audito^r

The Hon^{ble} Coll *Tho: Swann* is added to the other Hon^{ble} geⁿt in the roome of Coll *Willis* about the auditing of the accounts betweene S^r *Hen: Chicheley* & Coll *Potter*

Harloe vs
Whitby
Mason vs
Marriott

Mr. Harloe enters his clayme to a confid^{able} debt due to him from the estate of *Mr Whitby*

In the Difference depending betweene *francis Mason* on the behalfe of *Jⁿ Bishopp* orp^t and Major *W^m Marriott* def^t about a p^{ar}cell of Land in *Surry County* It is after much debate adjudged by this Court that the right of the said Land doth of right belong to the said orp^t It is therefore ordered that the said *Marryott* forthwth yeild vp the possession of the said Land to the said *Mason* in right of the said orphant And in case the said *Marryott* shall refuse to deliver the possession thereof Then Cap^t *Lawrence Baker* is hereby ord^{ed} and Impowered to put the said *Mason* in the right aforesaid into possession of the said Land and the said *Marriott* to pay costs als exec

October the second 1671

[p^{re}sent]

GOVERNO^R *Tho: Ludwell Secr Edw^d Diggs* Major Gen^l *Smith* Coll *Bacon Hen: Corbyn* Coll *Jennings* Elq^{rs}

Washington p
Land

L^t Coll *Jⁿ Washington* hath order granted him to pattent five hundred and sixty acres of Land in the freshes of *Rappā River* about two miles from the river, form^{ly} granted to Cap^t *Alexand^r Fleming* and by him sold to *Eliz Hopkins* and now desert^d Entring rights according to Custome

Duke

Duke vs Greene

In the difference between Mr *Duke* and Mr *Roger Greene* vpon an appeale from *Charles Citty* County Court to this vpon a bond and arbitration is by this Court confirmed according to the arbitration but not vpon the bond and *Green* ord'ed to pay ordinary cofts

Yorke County
ord' p *Lan-*
casters estate
Hodge vs '
Edwards

If in case *Willm Lancaster* who is lately dec^d have noe heire or kindred then what estate he dyed possessed wthall to belong to the County of *Yorke* after his Just Debts be paid

Judgm^t is granted to *Robert Hodge* Attorney of *Arthure Holdsworth* and *Grace Watrs* adm^{rs} of *Robert Waters* dec^d ag^t the estate of Mr *Willm Edwards* Dec^d for paym^t of Six thousand two hundred pownds of Tob^o and Caske wth cofts

Dowse vs
Gunnell
Lebritton p
audito^r

The Difference betweene Mr *Dowse* and Mr *Edward Gunnell* is referred to the third Day of the next Court

Co^{ll} *Potter* and Mr *Wm Travers* are ordered to auditt and State the accounts betweene the Exec^{rs} to Cap^t *Ashton* and Mr *Lebritton* and make report thereof

October the Second afternoon

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley Tho. Ludwell* Se^cr *Edw^d Diggs* Major Gen^{ll} *Smith*
Coll *Bacon* Hen: *Corbyn* Co^{ll} *Swann* L^t Coll *Parke* Coll *Jennings* L^t Coll *Beale*
Esq^{rs}

Greene p
admi^{co}n

Comi^{co}n of admi^{co}n is granted to Mr *Roger Greene* on all and Singuler the estate of Mr *Sam^t Jones* minifter dec^d he giving caution to deale therewth according to Law Mr *Richard Lynny* in Court Enters himself Security for the said *Greens* due admi^{co}n

Teagle vs Pigott

Mr *Thomas Teagle* and *Iffabella* his wife appealeing from an order of *Northampton* County in a difference betweene him & *ffrancis Pigott* and *ffrances* his wife late wife to *Edward Littleton* about certaine Legacies given vnto *Sara* the Daughter of L^t Co^{ll} *Doughlas* (*Doughlas*) It is ordered that the Said *Tho Teagle* & *Iffabella* his wife or one or both of them doe at the next Court to be held for the Said County of *Northampton* or before Cap^t *Custis* or some other Com^r as the Court shall appoint vpon their or one of their corporall oathes *bona fide* depose that there is full and ample Satisfac^{co}n made of the Said Legacies to the said *Littleton* and in case they refuse foe to doe having notice given them, then this Court doth thinke fitt and accordingly ord^r that the said order of *Northampton* County Court be confirmed to the said *Pigott* wth damages and cofts according to Act als execu^{co}n

Lynny vs Swann

It is ordered that Mr *Richard Lynny* and Mr *ffrancis Mason* be paid by Co^{ll} *Tho: Swann* & Cap^t *Ramsay* Exec^{rs} of the last will and testamen^t of Cap^t *Jn^o Grove* dec^d what they shall make appeare due from his the said Cap^t *Groves* first coming to the Asssembly in October 1670

Lebritton vs
Allerton

In the Difference depending betweene Mr *Edward Lebritton* p^le and Major *Allerton* & Major *Tho: Brereton* Exec^{rs} in trust to the will of Co^{ll} *Peter Ashton* dec^d who was Attorney to Mr *John Lebritton* about Severall accounts and bills left in the hands of the Said Co^{ll} *Ashton*, It is after much debate and due Consideration ordered that the said *Edward Lebritton* be paid out of the estate of the said Co^{ll} *Peter Ashton* the Sume of Six thousand three hundred and Sixty

Sixty pownds of Tob^o and Caske being the ballance and forthwth deliver vnto the Said *Lebritton* or his lawfull Attorney all bills papers & other writeings wth are in their hands according to the account now exhibited in Court and pay cofts *als* exec And it is further ordered that the receipt now exhibited vnd^r the hand of *Jn^o Lebritton* be recorded and the said *Edward Lebritton* to give good and fufficient discharges from the Same

Haynes vs
Bassett

The Difference betweene *Anthony Haynes* and Cap^t *Bassett* is referred to the third Day of the next Court

October the third 1671

[present]

GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Major Gen^{ll} Smith Co^{ll} Bacon Hen: Corbyn Co^{ll} Swann L^t Coll Beale Tho: Ballard Esq^r*

Rapley vs Hone
reffer
Wright vs Travis

The Difference betweene *Tho: Rapley* and Major *Hone* is referred to the third Day of the next Court

It appeareing by good and authentiq³ power that M^r *Richard Ellis* is the Surviveing Exec^r to the last will and testamen^t of *Dan^t ffloures* And whereas the Said *ffloures* estate is now in the hands of M^r *Edward Travis* who was by the said *ffloures* left his Attorney when he went for *England* in wth voyage he died And the said *Ellis* haveing made M^r *Jn^o Wright* his Attorney It is ordered that the Said M^r *Travis* forthwth deliver vnto the said *Wright* as Attorney aforesaid all bills papers and other estate whatsoever that he hath in his hands of the Said *ffloures* wth cofts *als* exec

Lee vs Appleton

The Difference betweene *Robert Lee* Attorney of *Godfry Lee pth* and M^r *Appleton* as marrying the relict of *Coll Payton* is referred to the third Day of the next Court where the said *Appleton* is ordered personally to appeare

Beale pth land

L^t *Coll Thomas Beale* petitioning to this Court that the three thousand acres of Land belonging to the orpth of *Coll ffanteleroy* form^{ly} *Lawrence* and *Bryer* might be Surveyed and laid out It is ordered that it be laid out according to the bounds of the pattent if any bee if not then to begin at the orpth other land and lay out the Same quantity And it is further ordered that M^r *Lloyd* have notice of the tyme of the Survey and vpon Just reasons made by the said *Loyd* the p^{ceeding} of Surveying to be suspended to the third day of the next Court where further rule will be given therein

Newell vs
Hayward

The Difference betweene *Jn^o Hayward* as marrying M^r *Hunt* and *David Newell* is referred to the third Day of the next Court

October the third afternoon

[present]

GOVERNO^r *S^r Hen: Chicheley Tho: Ludwell Secr Edwd Digges Major Gen^{ll} Smith Coll Bacon Coll Swann Hen: Corbyn L^t Coll Parke Coll Jennings Tho: Ballard Esq^r*

Woad vs
Potter &c
Plover vs Reeve

The difference betweene M^r *Woad* & *Coll Potter* & M^r *Robinson* is referred to the third Day of next Court

The Difference betweene M^r *Plover* & M^r *Reeve* is at the request of the Attorney of the said *Reeve* referred to the third day of the next Court

Corbyn

*Corbyn vs
Barber*

Judgm^t is granted to *Henry Corbyn Esq^r* and *L^t Coll Cuthbert Potter* ag^t the estate of *Jⁿ Barber* de^{cd} in the hands of *M^{rs} Letitia Barber* admx of the said *John Barber* vpon a *Donall* bond of thirty two thousand pownds of Tob^o and caske for payment of twenty thousand six hundred pownds of Tob^o and Caske to be paid according to dignity of the debt according to Law wth cofts

*Ludwell Esq^r vs
Kirton*

It is ordered that *M^r Kirton* pay vnto the Hon^{ble} *Thomas Ludwell Esq^r* Secretary of State the Summe of five pownds *Sterl* for recording the Letts pattents & other writeing concerning the same

Kirtons ord^r

M^r Kirton & M^r Dale this day p^{se}nting a petition in Court in the name of the Lords concerned in the northerne pattent desiring order for paym^t of certaine rents and p^{ro}fits from the date of the said pattent reciteing therein the humble Submission of the Govern^r and Councell to the Saime, *It is answered by the Court* that the sa^d submission is still acknowledged reserving to themselves what answere may arrive from his Sacred Ma^{tie} relateing to the Same and that the s^d pet^{rs} are referred to their power given them by the said pattent for recovery of Such p^{ro}fits as hath accrewed since the said pattent was read and inrolled in Court but not before and the Sheriffs of the respective Countyes wthin the Lymitts of the Said pattent are hereby required to give vnto *M^r Kirton & M^r Dale* an account of the nomber of acres and the sevfall p^{ro}sons names to whome they are due from as alsoe to have an Account from the Escheat^r Genn^l of what escheats have been found since the afore-said tyme of reading and inrolling the said Lett^{rs} patts

Gwynn vs Young

The Difference betweene *M^r Humphry Gwynn* and *M^r Young* about a wager is referred to the third day of the next Court

The Court adjourned to the 20th of November 1671

Test Rich: Awborne Cl Con

AT The Governo^{rs} Chamber the Twentyeth of *November*
1671.

[present]

SR W^m BERKELY kn^t Gover &c Thomas Ludwell Secr Edward Diggs Coll Warner
Esq^{rs}

Mr *Pate* fworn
Councello^r

Mr *John Pate* admitted and Sworne one of the Councill^{rs} of
State for this Collony

AT A General Court held at *James Citty* the 21th of *November*
1671

[present]

GOVERNO^r *Tho: Ludwell Se^cr Edward Diggs Coll Warner Jn^o Pate Esq^r*

Ravening vs
Greene non fuite

Edward Ravening Non fuites *Mr Roger Greene* Noe Declaration being filed is therefore ordered to pay damages & cofts according to Act als exec

Conyers p^r land

Mr John Conyers hath order granted him to pattent foure hundred acres of Land in a certaine place & called the *Reedy Swamp* in *Warwick County* form^{ly} granted to *Majo^r Tho: Davys* decd and by him deferted Entring rights

Harloe p^r land

Mr John Harloe Informing this Court that *Mr Anthony Holliday* who married the relict of *Mr Jn^o Brewer* doth hold more land wthin the bounds of his pattent then his pattent doth exprefs in *Warwick County* and doth deny to Survey the Same as appeares by a Certificate vnder the hands of *Mr Xpofer Musham* and *Sam^l Howard*, It is now ordered, that after two months notice given the said *Holliday*, if he doe not survey the fame, then the said *Harloe* hath liberty hereby granted him to Survey the Same and if any Surplus be found wthin the bounds of his said patts the s^d *Harloe* hath Liberty granted him to pattent the Same Entring rights according to Custome

Vaulx

Whereas *Mr Robert Vaulx* hath a pattent for Six thousand Acres of Land in *Westm^rland County* behind the Clifts of *Corowoman*, and Since the great Guft the beginning corner tree is not to be found, It is ordered vpon the petition of the Said *Vaulx* that a quallified Surveyor wth the ancient Inhabitants lay out the Said *Vaulx* his land according to his pattent and in regards the Said corner tree is not to be found it is ordered that they begin opposite to *Mr Tho: Broughtons* land according to pattent and the neighbourhood to have notice of the tyme of Survey

Edwards vs
Dudley

The difference between *Cap^t phillip Edwards* and *Mr William Dudley* is at the motion of *Mr Cole* the said *Edwards* Attorney referred to the third Day of the next Court.

Waters vs
Willett
p^rbate of Coll
Reads will

The difference betweene *Mr Waters* & *Mr Willett* is referred to the third Day of the next Court.

The last will and Testament of Co^{ll} *George Read* was this Day p^rved in Court by the oathes of *Mr Thomas Read* and *Henry Richardson* and a p^rbate granted to *Mr^e Eliz Read* his relict in the Said will nominated Executrix

Payne vs Sherr
p^r Goodrich

In case Co^{ll} *Goodrich* doe not appeare this Court to anfwere the Suite of *Mr Robert payne* the Sherr of *Rappā* is hereby ordered to cause him p^rsonally to appeare the third day of the next Court to anfwere the said fuite vpon penalty of two thousand pounds of Tob^o and Caske

November

November the 21th afternoone

[present]

GOVERNO^r Tho Ludwell Secr Edward Diggs Coll Warner Co^{ll} Swann L^t Coll
parke Jn^o Pate Esq^{rs}

Haynes vs
Oliver

M^r Anthony Haynes Sueing Jn^o Oliver to this Court for two thousand and one hundred and Eighty pounds of Tob^o and caske and he not appeareing *It is ordered* in case Oliver doe not appeare at next Court then Judgm^t to passe ag^t the Sherr of New Kent or the f^d Olivers Security for the said Summe wth cofts.

Parke vs
Evelyn
Adm^{rs} Scar-
burgh vs Turner
p Waters
exec vs corp

The difference betweene Co^{ll} parke & Cap^t Evelyn is continued to the third Day of the next Court.

Whereas the Adm^{rs} of Co^{ll} Scarborough Sued Jn^o Waters to Laft Court for a debt of Seventene pounds ten shillings by bills of Exchange p^{te}sted and Charles Turner being returned Security and the Said waters now not appeareing Judgment is granted the said Adm^{rs} ag^t the Said Turner for the Said Debt wth damages and cofts as in case of p^{te}sts als exec

Edwards vs
Needles

It is ordered that M^r Needles appeare at next Court the third Day to put in his answere to the petition of Cap^t phill Edwards or Judgm^t to passe ag^t him

Price vs ffox

The Difference betweene M^r Price & M^r ffox is referred to the third Day of the next Court.

Daymes &c vs
Greene

M^r Roger Greene being arrested to 7^{br} Court laft by W^m Daymes attorney of Richard Ruffin Guardian of Benedi^ct Stafford an orpt and not then nor now appeareing Judgm^t is granted ag^t the Sherr or Security for what shall appeare due vnlesse the said Roger Greene appeare the third day of the next Court according to Act.

November the 22th 1671

[present]

GOVERNO^r Tho. Ludwell Secr Edward Diggs Coll Warner Coll Bacon Co^{ll} Swann
L^t Co^{ll} Parke John Pate L^t Coll Beale Esq^{rs}

ffarrell vs
Bowler

The difference betweene Hubbard ffarrell Attorney of Agnes Sommers widd Jn^o Paul and Petroul his wife and Mary Somers about the Adm^{con} of the estate of M^r Jn^o Sommers is referred to the third Day of the next Court where M^r John Bowler is ord^{ed} to be p^{se}nt to defend the Same.

Drumond vs
Browneing

Judgment is granted M^r will^m Drumond ag^t Robert Browneing for payment of thirty pounds tenn shillings Sterl wth Damages and Cofts according to Act as in case of bills of exchange p^{te}sted but vpon p^{se}nt Sufficient Security given execu^{con} to be Sufpended for two months

Bryan vs
Heyward
nonfuite
Kington p
Land

Charles Bryan nonfuites Jn^o Heyward noe Declara^{con} being filed *It is therefore ordered* to pay damages and cofts according to Act als exec.

Henry Kington as marrying Glace Loudon Enters his clayme to a p^{ce}ll of Land in New kent County lately found to Escheate and granted to Mathew Morgan

Clarke

Clarke vs pigg
 Execucon
 granted the
 20th June 1672
 in New Kent
 County
James vs Virgett

Whereas *mathew Clarke* at *Kent Court* Dated the 21th of *ocber* 1671 obteyned Judgm^t ag^t *John Pigg* for two hundred forty five pounds of *Tob^o* and *Caske wth cofts* and *Pigg* appealeing to this Court and not appeareing to p^{se}cute *It is ordered* that the Said order of *Kent Court* be confirmed wth *Damages* and *cofts* according to Act as in case of *appeales als exec.*

M^r *Richard James* Informeing this Court that he hath entred fevfall accounts ag^t *Job Virget* who Stands Indebted to him a Confid-
 erable Summe of *Tob^o* and was by the Sherr alwayes retorned *non est*
Inventus: and further Informeing this Court that the Said *virgett*
 is now in Towne, and hath noe busines in Court The said M^r
James hath liberty granted him vpon his petition to caufe the Said
Virgett to be arrested in Towne to anfwere his fuite at next Court

23^d of November 1671

[p^{se}nt]

GOVERNO^r *Tho: Ludwell Secr Edward Diggs Coll Bacon Theo. Bland L^r Coll*
Parke Jn^o Pate Esq^{rs}

Saffin vs
Helder

Cap^t *Jn^o Lord Attorney* and on the behalfe of *Edmond Helder* confesseth Judgment to M^r *John Saffin* for payment of two thou-
 sand eight hundred and eighty pownds of *Tob^o* and *Caske wth*
cofts

Lightfoot vs
Bowler

Cap^t *Jn^o Lightfoot* nonsuites M^r *Jn^o Bowler* not appeareing to
 p^{se}cute *It is therefore ordered* he pay *Damages* and *cofts* according
 to Act *als exec*

Hone et May
vs veftry of
James Citty

Whereas at laft Court Cap^t *Christopher Wormeley* on marrying
 the relict of M^r *Aylemer* dec^d late minifter of *James Citty* p^{se}ish
 obteyned Judgm^t ag^t *Majo^r Hone & M^r May* as members of the
 veftry for fixteene powndes thirteene shillings foure pence due to the
 said *Aylemer* as officiating in his said ffunction *And whereas* the
 said *Hone* and *May* sued M^r *Walter Chiles & Cap^t ffra: Kirkman*
 as p^{se}nt Church Wardens *It is now ordered* that the said *Majo^r*
Hone & M^r May be repaid the said Summe of Sixteene pownds
 thirteene shillings foure pence by the said p^{se}ish according to
 agreem^t made wth the said M^r *Aylemer* according to an order of the
 said veftry wth *cofts als exec*

Lebritton vs
Sherr p
Willowby

Majo^r *Thomas Willowby* being arrested to this Court at the
 fuite of M^r *Tho: Mathew* Attorney of *Edward Lebrittoon* and not
 appeareing nor Security retorned Judgm^t is granted ag^t the Sherr
 of *Lower Norf County* for what shall be made appeare due unlesse
Willowby appeare at next Court according to Act

Jordans ord^r p
p^{se}cucion of a
prison^r
Raply & Hone

L^r Coll *George Jordan* is appointed to p^{se}cute a Criminall
 from *Northumberland County*, and this Court doth p^{se}mise to use
 their vtmost endeavor to see him paid and fatisfyed for the same

M^r *Robert Beverley* and M^r *William Sherwood* are appointed
 to auditt the acc^{ts} and difference betweene *Tho: Rabley* and Majo^r
Hone and make report thereof to this Court tomorrow morning

Gwyn vs
Young

In the Difference depending betweene M^r *Richard Young* and
 M^r *Humphry Gwyn* about a wager laid betweene them about
 a Serv^t of *Rich Iles* of one thousand powndes *Tob^o* and *Caske*
 exec

exec vs
estate

It is the Judgm^t of this Court and accordingly ordered that the said Richard Young pay the Summe of one thousand pownds of Tob^o and Caske wth Damages and Cofts according to Act as in case of appeales als exec, And if M^r Young finds himselfe aggrieved he may comence his accon ag^t the said Gwynn

23^d of Nov^m afternoone

[present]

GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Coll Warner Coll Bacon Coll Swann Theo: Bland L^t Coll Beale L^t Coll Parke Jn^o Pate Esq^r*

Watkins p
Land

Cap^t George Watkins hath order granted him to pattent about three hundredes acres of land in *Lawnes Creeke* and County of *Surry* neare adjoyneing to *Sunken Marfh Mill* formerly granted to *Peter Greene* and by him Deferted Ent rights according to custome

Vassfall vs Lord

Coll Jn^o Vassfall Sueing Cap^t Jn^o Lord to this Court about a Scandalous libell often tymes published by the said Lord as appeares by the said Lords owne Confession as alsoe by diverse evidences the Court did by an vnanimous vote declare that the said Coll Vassfall hath susteyned Damage in his Reputation to the value of Tenn thousand pownds of Tob^o and Caske *It is therefore ordered* that the said Lord pay vnto the said Coll Vassfall the said Summe of ten thousand pownds of Tob^o and Caske wth cofts als exec

Vassfall vs Saffin

The order that Coll Vassfall obteyned ag^t M^r Jn^o Saffin the last Court is continued to the third Day of the next Court Saffin being now out of the Country and every day being expected in

Martyn vs
Wright

The Difference depending betweene James Haley Attorney of Alexand^r Martyn of London p^lc and M^r Jn^o Wright Attorney of Richard Ellis Exec^r of Danⁱ ffloure dec^d about a d^t claymed by the said Martyn from the f^d ffloure is suspended till the third day of the next Court, and the estate of the f^d fflores not to be removed out of this Country

Haley vs Wright

The Difference betweene James Haley Attorney of Jn^o Jeanes Edward Dodd Jn^o Weekes & Caleb Perryer p^lc and M^r Jn^o Wright Attorney of Rich Ellis is referred to the third Day of the next Co^rt

Haynes vs
Bassett

The Difference between Anth Haynes & Cap^t Bassett guardian to the orp^t of Coll Cary is referred to the third Day of the next Court

Cap^t. Hills
order vs Mynns

Cap^t Hill is ord^{ed} to appeare the fourth day of the next Court to make good his complaint ag^t M^r Mynns Clarke of Charles Citty County Court

Greene vs Bland

M^r Beverly M^r Chipp Cap^t Ramsey & M^r Starling & M^r Randolph are ordered to auditt the accompts betweene Theo: Bland Esq^r adm^r of the estate of Jn^o Holmewood dec^d on behalfe of the orp^t of the said Holmewood & M^r Roger Greene and make theire report tomorrow in the afternoone

November the 24th 1671

[present]

GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Coll Warner Coll Bacon Theo. Bland Coll Swann L^t Coll Beale L^t Coll Parke Jn^o Pate Esq^r*

Lee vs Appleton

The difference betweene Mr *Robt Lee* Attorney of Mr *Godfry Lee* & Mr *Jn^o Appleton* as marrying the relict of Coll *Vāl Peyton* is referred to the fifth Day of the next Court where if Mr *Appleton* appeare not then Judgm^t to passe for what shall be made appeare due wth costs

Cole vs Beckingham

In the Difference betweene *Giles Cole* and *Mary* his wife pl^t and *Robert Beckingham* about land at laft Court It was ordered that Mr^s *Eliz Beckingham* the former wife of *Thomas Stevens* and late wife of *Rawleigh Travers* should declare vpon her oath whether the said *Travers* seated the land now in controversye in his owne Right or bought of Mr *Purify* relation to the said Mr^s *Eliz Beckinghams* Interogatoryes and anfwers there vnto vpon Record may appeare, *It is now the Judgm^t of this Court* that the Right of the said Land doth belong to the said *Cole* in Right aforesaid and the said *Cole* to possesse and Enjoy the same vnlesse *Beckingham* doe at the next Court Shew sufficient reasons to the Contrary

Mathewes p^d Bandinell

Mr *Thomas Mathewes* agent of Mr *Thomas Bandinell* master of the Ship *Nicholas* of *Jersey* petiçond this Court that he might have the said *Bandinells* bond delivered vp wherein he was bound to appeare before y^e King and Councell and there make appeare that his Shipp was a free shipp to trade hither, and now having p^duced an Order from y^e King and Councell for delivery thereof as by the said Order may appeare *it is therefore Ordered* that the said *Bandinells* bond be delivered vp to y^e said *Mathewes*

. . . made use of

Mr *Kirkman* hath certificate granted for *Paul Soife William Latnin John Jackson Jn^o Richardson, Thomas Saunders Thomas Waterton Jn^o Harris W^m Bunny, W^m Sincleer Rich^d Lee Jane Davison Elizabeth Scott Michael Scott Jn^o Hunter Jn^o ffidall Jn^o Marshall Richard Morrifon Rich^d Millett Agnes Niccoll Jn^o Carlile Gilbert Credor Thomas Jacobs Charlotte Clark Jeonnet Coraway W^m Hartwell ffancis Kirbman W^m Bradley Henry Hartwell Xpian Wilfon W^m Anderson W^m Birne W^m Lynn, Tom Moll. ffrank. Rose Tom Jack, Will Nan Negroes*

Reeve for Adminiftraç of y^e eftate of his Bro:

It is ordered that y^e petiçon of *George Reeve* about y^e Adminiftraçon of y^e eftate of his Brother *Thomas Reeve* & ffancis Reve is referred to *Middlesex* Court there to be determined

Place vs Stiith

In the difference depending betweene Mr *Roland Place* and *John Stiith* about Land, *It is Ordered* that y^e whole Comm^s of *Charles Citty* County bee of a Jury, and if there bee not enough of y^e Comm^s then y^e Sheriff to Summon others of the Neighbourhood to bee joyned wth them, and to bee fworne by Mr *Bland* who wth Mr *Jn^o Lewis* vpon y^e 13th of *March* next are to lay out a direct ftraight lyne from the heads of *oldmans Creeke* to y^e head *Herring Creeke* so farr as it ebbs and flowes in each Creek as also the said *Stiiths* land according to y^e bounds of his patent and if it appeares by the Said Jurors report that y^e said *Stiith* is a trespasser vpon that lyne, then he to pay all the charges that hath been expended in this tedious fuit, and what alfoe remaynes vndetermined is referred to the third day of y^e next Court, and this lyne not anywaies to p^judice Mr *Place* his Title.

24th 9^{ber} 1671

[present]

GOVERNO^r M^r Sec^y M^r Diggs Col Bacon Col Warner Col Swann Col Beale
M^r Pate

Tho. Ballard for
Survey of Land

Vpon y^e Pti^{con} of *Thomas Ballard Esq^r* It is Ordered that Col *Thomas Liggon* surveyor, survey and lay out for y^e said *Tho. Ballard Esq^r* a P^{cell} of Land adjoyning vpon . . . according to an Order of the Court dated in *June* 1668 and the said Col *Liggon* to have liberty for y^e more exact surveying of y^e same to goe vpon any firme land and Marsh belonging to Cap^t *Edward Mathewes* in right of an Orphan comitting no manner of Wast.

Bridget Williams
. . . a dead
Child

Bridget Williams being Indicted arraigned and tryed for murthering of a bastard child was by the Grand Jury found *Billa Vera*, and by the Petty Jury found not guilty, vpon which the prisoner *Bridget Williams* was released by Proclama^{con}

M^r Nevett con-
cerning *Newgate*
servt^s

Whereas M^r *Hugh Nevett* Merch^t hath in Contempt and contrary to an Order of y^e Kings Ma^{tie} & Councell p^{hib}iting the Importa^{con} of any *Newgate* or Goale birds into this Colony and the Order of this hono^{ble} Court receaved from aboard a shipp whereof one *Cooke* was Mast^r, Tenn *Newgates* or Goale birds, It is now ordered that the said *Nevett* do not depart out of y^e Towne vntill that he give sufficient security to this Court for ye transpor- ta^{con} of y^e said servants out of this Colony within two months after y^e date hereof, And the said M^r *Nevett* is hereby ordered to repay vnto any person or persons who have bought any of the s^d *Newgates* as imported servants what they did bargain for in the same specie he had receaved it from them, And those p^{sons} who have the said servants are hereby ordered forthwith to returne them to the s^d *Nevett* accordingly

Halfehead &
Coll Parke

Whereas M^r *Halfehead* hath abused Colonell *Parke* in most abusive and scurrilous words, It is ordered, It is ordered that the said *Halfehead* render in Court his hearty sorrow for his abuse which he does in these words (*Vizt*) for what words I spake against Coll *Parke* I am heartily sorry for it, and pay the Costs.

Roger Green
20^{li} for transp^{rt}
of M^r Jones

It is ordered that *Roger Greene* be paid by the Vestry of *James Citty* P^rish for the Importa^{con} of M^r *Samuell Jones* and for disburfm^{ts} the Somme of Twenty pounds *Sterling* to bee paid according to Act in y^e first place after y^e Levy is layd . . . adminis^{tra}con graunted to the said *Greene* to be voyd

Alfopp p^r
M^r Jones

Ordered that *James Alfop* bee paid by the Vestry of *James Citty* P^rish the dues for the accommoda^{con} of M^r *Samuell Jones* minister the somme of 200^{li} of Tobacco and Caske to be paid in the second place foe farr as what is due to y^e s^d *Jones* from y^e s^d P^rish

M^r Jn^o Page
p^r M^r Jones

Ordered that M^r *John Page* bee paid by the said Vestry six pounds *sterling* according to Act so farr as the said *Jones* hath credit from the P^rish

Concerning
restitutions of 2^s
p^r hdd to
p^rtended loofers
in the
late Warr

Whereas Jn^o *Rudds* on the behalf of *Thomas Sands* of *Rotterdam* and himselfe did this day peti^{con} this Court for restitution of the duty of 2^s p^r hdd paid vpon Tobacco shipt and p^rtended to bee lost vpon the said *Rudds* shipp in the last warr wth *Holland*, and whereas during the said Warr there were many other persons, who vpon the like p^rtended losses did peti^{con} for y^e like restitution, all
which

which claymes being grounded vpon an Act of Parliam^t, entituled *an Act for Tonnage and Poundage* and amounting to a summe too great for the Country to beare the said two shill p hdd not amounting to enough for the Supplying of the Governm^t and Supplying the other necessary charges of y^e Country This Court were then and are now of Opinion that the said Impost of two shill p hdd was not comprised nor intended to bee comprised . . . the said Act of Parliam^t, and did then and do now Order that no . . . restitution should or shall bee made vntill it should bee otherwise . . . and commanded by his most sacred Ma^{tie} and the Lords of his most . . . Privy Councill to which this Court shall and will be alwaies most . . . yeild all submission and humble Obedience, In the meane tyme humbly beseeching his Ma^{tie} and his Councill to consider and believe that the necessities of the Country are so great and vrgent as not well to admit of a restitution of so great a somme as soe many pretended Loofers will Clayme if once they have a p^osident to justify their p^otentions

25th November 1671

[p^osent]

GOVERNO^r M^r Secretary Edw: Diggs Col Swann Col Bacon M^r Pate Col Parke Col. Beale

Security for M^r
Nevett sending
away his Newg^t
serv^{ts}

Cap^t Bristow and Cap^t Walker entered themselves security in Court in y^e somme of 100 000^{li} of Tobacco & Cask that M^r Nevett shall send out y^e Newgate birds within 2 months according to a former Order of this Court

Rapley & Maio^r
Hone

The difference between *Thomas Rapley* and *Maio^r Hone* late Guardian to y^e said *Rapley* was referred to M^r Beverly and Major *Sherwood* to audit the Acco^{ts} between them who find that there is due to y^e said *Rapley* vpon Ballance 5376^{li} of Tobacco and Cask w^{ch} *Hone* is Ordered to pay with Cofts

Marriot &
Mason

The two differences between *Maio^r Marriot & ffranc: Mason* Guardian to *Jn^o Bishop* is referred to y^e 3^d day of the next Court

Ann Tofts
serv^{ts} & adm^{rs}
of Col: Scar-
borough

The Sheriff of *North^{ton}* is hereby Ordered. to take into his custody *Owen Marples*, *Garrett Suple* and *Elizab: Cutler* late servants to M^{rs} *Anne Toft*, and them to secure till they give bond wth suffic^t security for their appearance at y^e 3^d daie of y^e next Court to answer y^e suit of y^e Administrat^{rs} of Colonel *Scarborough*

. . . Col Swann

The Order that Colonel *Bacon* as guardian to *Thomas Pettus* obteyned ag^t Colonel *Swann* and Cap^t *Ramsfey* execut^{rs} of Cap^t *Groves* deceased at last Court relating to y^e negro and her Crops is confirmed, and the said Execut^{rs} Ordered to deliver y^e same als Execut^{ri} and the other differences about y^e *English* serv^{ts} Crops is referred for determinac^on to the third day of the next Court.

. . . Cap^t
Connoway

Edward Diggs Esq^r suing Cap^t *Connoway* to the Court about y^e p^oformance of a bill of lading wherein the said *Edward Digges* hath made appeare that there wants two third of a Tierce of Claret. 28 gall of Brandy and a gallon bottle of Inke, *The Court doth thinke fitt and accordingly Order* that y^e said *Connoway* p^oforme his bill of lading and pay Coft.

. . . Coll

. . . Coll
Jennings . . .

The difference between Mr *Bullock* p^t Coll *Jennings* Major *Smyth* and Coll *Pritchard* Guardians to *John Mathewes* is referred to y^e 3^d daie of y^e next Court where all of them are ordered to appeare to answer y^e suite

. . .

Whereas *Thomas Ludwell* Esq^r in y^e yeare 1668. sent home in y^e *Virginia Merchant* 15 hhd^s of Tobacco weighing 5728^{ll}. neatt, and consigned the same to Mr *Richard Woodward* of *Bristoll* Merch^t of which he hath recd no Accompt, and the said *Woodward* being dead, and whereas the said *Thomas Ludwell* Esq^r obteyned an Attachm^t against the f^d *Woodwards* estate in y^e hands of Mr *May* which is returned to this Court, Judgm^t is now granted to y^e said *Thomas Ludwell* Esq^r vpon y^e Attachm^t in y^e hands of y^e said Mr *May* for so much as is Justly due wth damage & Cofts, and the estate to remayne in the hands of the said Mr *May* till the 6th daie of *September* Court next in which tyme the said Mr *May* may bee informed out of *England* concerning the same.

Ludwell Esq^r vs
Hayward

Thomas Ludwell Esq^r Attorney of *Henry Norwood* Trear of this Colony suing Mr *John Hayward* as marrying the relict and Administatrix of Captaine W^m *Hay* deceased and the said *Hayward* not appearing to answer the said suit, and Mr *Jn^o Baskerville* of *Yorke* County being returned his security Judgm^t is granted to the said *Thomas Ludwell* Esq^r Attorney as aforesaid ag^t the said *Jn^o Baskerville* for what shall bee made appeare due unless he cause the said *Hayward* to appeare the next Court according to Act

. . . petitioning this Court . . . lease lands in *Pasbehays* that Leases for 99 yeares might graunted, and the Court considering what great charge many of the Tennants have been at in building and other Improvm^{ts} doth think fitt and accordingly graunt and Order all the Tennants inhabiting vpon the said *Pasbehays* have their Leases renewed for 99 yeares paying the accustomed Rents to y^e Governo^r & his Successo^{rs}.

Survey granted
on behalf of y^e
Orphans of
Talliford

John Buckner and *Laurence Smyth* on behalf of the Orphans of *Robert Talliford*, have liberty graunted them to survey and patt what waft and vnpatented Land shall bee found near and adioyning to y^e f^d Orphans lands and the lands of y^e heires of *Abraham Moore*, not p^{re}judicing any former graunt and giving the Neighbo^{rs} notice of the tyme of y^e survey & Entry rights

Land granted to
Jn^o Pate Esq^r &
Mr *Beverly*
Extent granted
to W^m *Stonton*
of *Gunnells* Land
in *Surry*

John Pate Esq^r and *Robert Beverly* have liberty graunted to seize a P^{ar}cell of Land conteyning 6000-Acres vpon y^e branches of *Mattapony* River and *Rappahannock* River according to Custome.

Mr *Edward Gunnell* being indebted to W^m *Stonton* by bill 5112^{ll} of Tobb & Cask and being gone privately out of the Country contrary to Law. . . Extent vpon y^e peti^{ti}on of y^e said *Stonton* is granted him ag^t 1426 acres of Land in *Surry* County according to Law.

Greene . . .
Bland

The difference between Mr *Roger Green* and *Theodorick Bland* Esq^r Admin^r of y^e Estate of *Jn^o Holmewood* was referred to be audited by Mr *Randolph Edward Ramsey*, *Robert Beverley*, *Jos^s Chipp* who find that there is due to y^e said *Greene* vpon Ballanc^e 8421^{ll} of Tobb & Caske, It is therefore ordered that the said *Theoderick Bland* as Admin^r afores^d pay the same after funeral charges, rents bills bonds vnder hand & seals . . . Accompts wth Cofts of suit

Wood

Wood & Potter

The difference between *Edward Wood* & *Mr Potter* is referred to the 3^d daie of y^e next Court whither *Mills* appeare or not to pceed to Judgment

Mr Bland &
Mr Greene

By the Consent & vpon y^e motion of *Mr Bland* *Mr Roger Greene* is appointed to bee added to y^e Adminiftracon of *Holmewoods* Estate giving security according to law

Col Beale &
Joane Wardley

It is ordered that *Joane Wardley* pforme y^e Gen^l Courts Order . . . relating to *Colonell Beale* and his wife at next *York* Court, . . . she then and there refufe, to appeare at y^e next gen^l Court . . .

Radford &
Yarrow

The laft Court Order is continued to the 3^d day of the next Court about Surveying the Land in difference between *ffrancis Radford* & *James Yarrow* the weather then pving fo bad that it could not bee effected

Whittaker Boyd
Sanders

The difference between *Boyd* and *Whittaker* is referred to y^e 3^d daie of y^e next Court.

The difference between *Sanders* & *Whittaker* referred to y^e 3^d daie of y^e next Court.

Lynny Mafon &
Col Swann

It is ordered that *Mr Lynny* & *Mr Mafon* bee paid by *Coll Swann* & *Edward Ramfey* Executors of *Cap^t Greene* the fomme of 843¹ ¹¹ of To^{bb} and Caske with cofts, and the Executors to difcount what they can make appeare . . . rec^d by the faid *Lynny* and *Mafon* fince the tyme of the faid *Cap^t Greene* coming to y^e Affembly in October

West Browne
& Scarborough
to pattent land

Cap^t West Devereux Browne . . . hath order granted them to pattent 3000 Acres of Land . . . vpper part of *Northampton* County being a neck of Land on the feaboard fide between *Gingoteage* Creek, and . . . Creeke by pattent granted the 22th of *June* 1664 deferted by *Coll Scarborough* and alfo for 300 Acres vpon *Muddy* Creeke and formerly deferted by *Martin Moore* and alfo to furvey what waft land fhall bee found adjoying to y^e faid 300 Acres Enttring rights and not pjudicing any former grants

Land pattent^d
to Scarborough

Charles Scarborough & *Jn^o West* have order granted them to pattent 2000 Acres of Land in *Northampton* County on the South fide of *Pocomoke* on y^e Eaftern pte by the land of *John Reny* deferted by *Robert Sikes* and *William* . . . enttring rights and not pjudicing any former granted according to cuftome.

Land pattent
to Cap West

Cap^t Jn^o West hath order granted him to furvey and pattent 1000 Acres of Waft land in the vpper p^t of *Northampton* County on . . . Creeke on the foutherne p^t of a branch p^rting the land of *Thomas Letherbury* and *W^m Benson* Enttring rights & not pjudicing any former grantes

Land patten^d
to Jn^o West

Jn^o West hath order granted to furvey & pattent 1000 Acres of Waft Land lying between y^e land of *Gingoteage*, *Jn^o Wallops* & *Samuell Taylor* being two fmall necks adjoyning to y^e land of *Colon^l Scarborough* decafed enttring rights & not pjudicing any former grants.

The Court is adjourned vntill the 20th of *March* next And all buifineses not determined are referred to the next court.

AT A gen^{ll} Court held in *James Citty* the 21th of *March*
1671/2

[Present]

THE GOVERNO: S^r *Henry Chicheley* K^{nt} *Edward Diggs* Major gen^{ll} *Smyth*
Colon^{ll} *Bacon Tho: Ballard Esq^r*

The Governo^r
& *Kearney*

In the fuit depending between the right hono^{ble} S^r *W^m Berkeley* K^{nt} Governo^r and *Barnaby Kearny* Merch^t for 200^{ll} sterling for w^{ch} he y^e said M^r *Kearney* drew bills of Exchange for paym^t thereof to y^e said S^r *W^m Berkeley* on his order vpon M^r *Joas Everfon* & M^r *James* . . . which said Bills of Exchange being demanded accordingly, were not paid but returned p^{te}sted as by a p^{te}st under y^e hand of a Notary publique appeareth. *This Court doth thereupon think fitt and Order* that the said *Kearny* shall forthwith pay unto S^r *W^m Berkeley* the said 200^{ll} wth damages & cofts according to Act of Affembly as in case of p^{te}sted bills and also cofts of y^e whole Suit. Notwithstanding which order his hono^r is pleased to declare, that in case the said M^r *Kearney* shall give his hono^r good and sufficient security that if he the said M^r *Barnaby Kearny* at y^e gen^{ll} Court in *October* next shall not prove that y^e said two hundred pounds is paid before this tyme to M^r *Gawen Corbyn* for S^r *William Berkeleys* use, that then hee the s^d M^r *Kearny* shall forthwith pay the 200^{lb} Sterling with damages and cofts according to Act of Afembly, wth interestte for the same and what further charges his hono^r shall bee at

Upon motion made by M^r *W^m Cole* Atto^r concerning the estate of *Miles Carey* dec^d . . . and by y^e consent of Colonell *Nathaniel Bacon* (Executo^r of Cap^t . . . *Basset*) and Cap^t *Thomas Cary* who are posselt of the estate of *Miles* and *W^m Carey* orphans of y^e said *Miles Carey* dec^d it is ordered that the Cort of . . . County do take care for y^e setling & disposing of y^e estate belonging to *Miles* & *W^m Carey* two of y^e said orphans and also to take y^e said orphans and their part of the estate into their Custody, and thoroly acquit y^e s^d Coll *Bacon* & Coll *Carey* from further trouble

Afternoone

[Present]

THE GOVERNOUR Sir *Hen: Chicheley* *Edward Diggs* Coll *Bacon* Major Gen^{ll}
Smyth *Thomas Ballard* Esq^r

Cole et
Beckingham

Whereas by the last Gen^{ll} Co^r in *Novemb^r* It was ordered that M^r *Giles Cole* in right of his wife should be possessed of a Tract of Land & p^rmises in y^e possession of M^r *Robert Beckingham*, unless the said *Beckingham* should cause to the contrary at this Court, this Court after hearing all p^rties, do think fit to order that y^e said Land houses and p^rmisses shal bee (by such p^rsons as the County Court of *Lancast^r* shall appoint) lay^d out in three equall p^rts, and then the widow to have the Choice of the third p^rt and y^e remayning thirds to be possessed by the said M^r *Cole*

M^r

M^{rs} Bassett
widow of Cap^t
W^m Bassett

Vpon reading the petiçon of M^{rs} Bridgett Bassett the reliçt of Cap^t W^m Bassett dec^d y^e co^{rt} doth order That y^e executo^{rs} of y^e f^d Cap^t Bassett do not dispo^{se} of any part of the estate untill it shall be decided by y^e Affembly in October next, whither y^e said M^{rs} Bassett shall have her third in y^e whole estate, or be bound up to abide and stand by the will of her late husband.

22th March 1671/2

[present]

GOVERNOUR M^r Secretary Ludwell Edward Digges Major Gen^l Smyth Coll Bacon
Coll Swann Thomas Ballard Esq^{rs}

Boage ad^s
Whittaker

It is Ordered that y^e difference in y^e Petiçon mençoned be referred to the third day of y^e next Gen^l Court, and in y^e meantyme, that neither M^r Whittaker nor any other p^{er}son make Wast of y^e Land & p^{ro}mises.

Hayward ad^s
Newell

It is ordered that Judgm^t shal bee graunted ag^t David Newell upon his . . . he come into Court by Monday night to shew cause to y^e Contrary why he should not pay the debt to Jn^o Heyward who married y^e reliçt of M^r Tho: Hunt dec^d

Hone ad^s
Seward

Judgm^t is granted Maj^r Theo: Hone ag^t y^e Sherr of y^e Isle of Wight County unles he bring in M^r Jn^o Seward by the next Court.

Afternoone

[present]

GOVERNO^r M^r Secretary Ludwell Major Gen^l Smith Coll Bacon Tho: Ballard
Coll Swann Esq^{rs}

Adminiftrat^{rs} of
Coll. Scarburgh
ad^s Monck

M^r Richard Laurence Attorney of John Monck, Confesseth Judgment for 96^{li} 9^d Sterling unto y^e Adminiftrato^{rs} of Coll Edmond Scarburgh, on behalfe of y^e said Monck

Ordered that y^e Adminiftrato^{rs} of Coll Edmond Scarburgh do pay unto Thomas Ballard Esq^r five pounds sterling for his extraordinary care and paynes taken in severall buifineffes done for Coll Scarburgh in his lityme

Young ad^s
Whiting

In the difference depending between M^r Rich^d Young & M^r Henry Whiting concerning a p^{ar}cell of Land in Glouc^r County . . . and a Tobacco house builded thereon by y^e said M^r Young, . . . to enable Jury of y^e Inhabitants of y^e County of Glouc^r County to be summoned by the sheriff thereof, who are to examine and to enquire into y^e building and Clearing vpon y^e f^d Land, and how much the Land is . . . & then upon M^r. Whittings paying to y^e f^d M^r. Young what the jury shall adjudge him according to y^e LXXth Act, the said Whiting is to have possession of y^e f^d land and Tobacco house

M^r Drumond
and his frv^t
John Hull
German ad^s
Bowler

Ordered that y^e order made by James County Court bee voyd and the apprentice to serve out his terme wth M^r Drumond according to his indenture

Vpon y^e petiçon of Edward Jerman servant to M^r Thomas Bowler it is ordered that the serv^t bee free and that M^r. Bowler do allow him 50^{tie} Acres of Land

Abrahall

*Abrahall vs
Payne*

Whereas Coll Robert Abrahall had a writt ag^t y^e body of John Payne for his appearance The Sheriff of Rappaha County returned him *non est inventus*, Ordered That Attachm^t issue out ag^t y^e goods and Chattells of y^e said Payne

*Price vs
Perkins*

Whereas Richard Price appealed from y^e Order of Lancastr County Co^rt to this Court, about an Order past against him there to pay . . . Perkins his Corn and Clothes; This Court doth order that that Order be confirmed, and that y^e f^d Price do pay the said Corn and Clothes wth Cofts of fuit *als* exec

*Coll Codd & y^e
Orphan of
Wilford*

Vpon y^e Petiçon of Coll S^t Leger Codd Concerning one Wilford an orphan of M^r Thomas Wilford, and an Ideot It is Ordered That Co^{ll} Codd shall have tuition of the said Orphan Ideot, and possession of his Estate belonging to him vntill y^e next generall Court, when he is Ordered to bring the said Orphan Ideot before y^e Govern^r & Councell

*M^r Secr^s ag^t
the Admini^{rs} of
Coll. Edm:
Scarburgh about
ffairvacks debt.*

Upon M^r Secretaries petiçon as Attorney of M^r John ffairvacks Executo^r of M^r Daniel ffairvack deçd It is Ordered that the superfeideas formerly allowed by this Court on behalf of Coll Edmond Scarburgh, bee taken off and that M^r Secretary be left to take y^e benefitt of y^e Law ag^t the Adminiftrato^{rs} of the said Coll Edmond Scarburgh

*Tankard &
Nevill--Land*

Vpon the Petiçon of John Tankard about 1300 Acres of Land in Northampton County which was formerly pattented by one James Nevill, In case it be p^{ro}ved that the said Land was deserted in Nevills life tyme, then Tankard to survey and pattent it, Otherwise to remaine to y^e use of Nevills Orphan till he be of Age, and that the said Orphan or some on his behalf appeare at y^e next gen^l Court to shew cause to the contrary

*Dangerfeild ad^r
Murray*

It is Ordered that a Jury of the anntient Inhabitants bee chosen to lay out the 1200 Acres of Land in the petiçon mençoned, and M^r Robert Beverley appointed Surveyo^r by this Court, and the said Jury to return their verdict the 3^d day of the next gen^l Court how they find it

Prescott Land

Vpon the Petiçon of John Prescott about Waft Land in Lower Norfolk liberty is granted him to survey and pattent y^e said Land being 150 Acres entr rights

The 23th of March 1671/2

[p^{re}sent]

GOVERNOUR S^r Henry Chicheley M^r Secretary Edwd Diggs Major Gen^l Bennet Coll Bacon Coll Swann Thomas Ballard Esq^{rs}

*M^r W^m White
ag^t Kearny &
fhipp*

It is Ordered that M^r Barnaby Karney pay vnto M^r W^m White the one half of y^e Charges expended at y^e tyme of y^e condemnaçon of y^e fhipp wild foule among . . . and the adminiftrato^{rs} of Coll Edmond Scarburgh one fourth p^{ar}t and another fourth of the remainder . . . Britton or Bandiwell of ffarley, the whole expenfes amounting to 55^l 6^s.

Smyth . . .

It is ordered that ffancis Reeves do pay vnto W^m Smyth his corne and clothes and bring in his Indent^r the court having ordered Smyth his freedom & M^r Reeves to pay . . .

Liv^t

Livt Col. *Jordan*
ad^s *ffarrell*

Leif^t Colonell *Geo Jordan* suing Mr *Hubert ffarrell* for p^{te} of a debt due by . . . *Sampson* and it appearing by Mr *ffarrells* confession that hee hath foure thousand pounds of tobacco in his hands & belonging to y^e said *Sampson*, *The Court ordered* that Mr *ffarrell* do secure the said Tobacco in his hands, untill it shal bee knowne unto whom it shal bee paid or disposed of.

Mr *Secretary* ad^s
Mr *Tho.*
Woodward

Mr *Secretary* suing Mr *Thomas Woodward* Sheriff of y^e *Isle of Wight* . . . of 2918^{lbs} of Tobb for fees due from several p^{sons} in y^e said county . . . Mr *Woodward* acknowledgeth Judgm^t to Mr *Secretary* for ye whole somme p^{ro} vided he may bee allowed to discount for what hee can p^{ro} ve is paid of y^e said Somme to Mr *Secretary* or his order.

Bigland &
Broune ad^s Maj^r
Goodwyn

In the difference between Major *Goodwin* & his two servants *Henry Bigland* and . . . *Browne*, Mr *Cole* moving as attorney to Major *Goodwyn*, it appearing by the deposi con of five p^{sons} that ye said two servants did beat their Overfeer. *It is ordered* that when they come to demand their Corne and Clothes (being now free) they shalbee whipped before y^e next Justice for abusing their Overfeer

Poole vs Minge

Ralph Poole petitioning the Court ag^t Mr *James Minge* for a debt of 3402^{li} of Tobo and Caske. Mr *Ming* hath confest Judgm^t to *Poole* for y^e same

Poole vs Minge

Whereas one *Hetherfall* did formerly engage to make *Ralph Poole* a lease for Land in *Charles Citty County*. *It is ordered* that the complaint against Mr *Minge* be dismissed, and that *Poole* be left to take y^e benefitt of an Execu con he hath against the said *Hetherfall* for 5000 ^{lbs} of Tobb and Caske.

Poole et alii vs
Minge

Upon Complaint of *Ralph Poole* and others ag^t Mr *James Minge* for exaction of wood from the said *Poole* and others Complayn^s *This Court doth thinke fitt and so order* that Cap^t *Jos: Bridger Coll Kendall* & Mr *Robert Beverly* do examine the same and make report to this Court how they find it.

Mr^s. *Katherine*
Jenings adminis-
tra con

Vpon reading y^e petⁿ of Mr^s *Katherine Jenings* late wife and reli ct of Colonell *Peter Jenings* dec^d who dyed intestate, *This Court doth order* that Administra con of the estate of her f^d late husband be granted unto her, Major gen^{ll} *Robert Smyth* being security, and liberty is also granted to her or her order to take y^e horfes and mares w^{ch} do belong to y^e estate out of whose grounds foever they shalbee found in & be brought to appraisem^t, and that the f^d Mr^s *Jenings* shall over and above her share bee allowed and paid out of y^e said estate 100^{li} sterling for her Paraphenalia, and also to enioy all her wearing Clothes & Ornaments belonging to her, The appraisors to bee Major *John Smith*, Cap^t *Phillip Ludwell* Mr *Mathew Kemp* & Mr *John Buckner*, who are desired to meet y^e 11th of *Aprill* next to appraise y^e said estate, and from the date hereof for one whole yeare, no execution be served vpon the Adminis-
trators or any p^{te} of y^e estate belonging to her f^d late husband

The 25th March 1672

[p^{sent}]

GOVERNO^r S^r *Hen: Chicheley* Mr *Secretary* *Edw: Digges* Major gen^{ll} *Smyth*. Lie^t
Coll *Beale* Lie^t Coll *Parke* Coll . . . *Tho Ballard* Jn^o *Pate* Esq^r

Nath^t

Nath^l Bradford
Land.

Cap^t Young &
Cap^t Lightfoot

Lords Proprie-
to^r by their
Agent M^r
Kirton

. . . *Seward*

Scarburgh vs
Scarburgh

Vpon petit of *Nathan^{ll} Bradford* about 400 Acres of Land joyning to the other Land at *Watchaprege*: also 1000 Acres in *Matchapungo Neck* in . . . being deserted is granted him if no other Person hath . . . granted from this Court. he entr: rights

This Court doth desire M^r Digges. M^r Secry. Lieu^t Coll Parke Thomas Ballard Esq^r to examine y^e Acco^{ts} between y^e s^d Cap^{ts} Young & Lightfoot & to report how they find it

M^r *Thomas Kirton* Agent for y^e Lords Proprietor^s in *England* presenting a paper of Instructions which he received from them out of *England*, *It was accordingly read and Ordered* that y^e said Instructions bee recorded, and the Court were pleased to declare, that they do in no waies obstruct but permit their legall proceedings alwaies referring to themselves all benefits & advantages which they may hope for from his Ma^{tie} in answer to their humble Addreffes his Ma^{tie} But the Court doth thinke it very hard, that the Tennants who have been long seated and peaceably enjoyed their estates should pay that Rent which they have formerly paid to his Ma^{ties} Treasurer or Deputy according to his Ma^{ts} Instructions, or that the said Tennants should be recharged to new survey their Lands after so long tyme of possession

Ordered that M^r *John Seward* giving security to bring in his Evidence by the next yeare, to produce what testimony he can from *England* to cleare himself, *The Court doth order* that it be referred vntill then and in the meane tyme M^r *George Walkers* deposi^{ti}on to be taken in writing & also M^r *Laffells* deposi^{ti}ons & to be recorded

M^r *Edmond Scarburgh* producing a pattent granted to him in y^e yeare 1649 for 2000 Acres of Land in *Northampton County*, out of which his father Co^{ll} *Edmond Scarburgh* in his life tyme did Pattent for his sonne *Littleton Scarburgh*. 1000 Acres, for which, *Charles Scarburgh* the elder brother of *Edmond* did sue him in *Northampton County Court* from w^{ch} *Edmond* appealed to this gen^{ll} Court. *It is Ordered* that the Land in *Edmonds* Pattent bee surveyed allowing him ten $\frac{1}{2}$ Cent in y^e Survey, and if any over plus of Land be found within y^e bounds thereof, then, That to remayne to *Charles Scarburgh* as heire to his brother *Littleton*.

Afternoone

[present]

GOVERNOUR. S^r *Henry Chicheley* M^r *Secretary* *Edw. Digges* Major gen^{ll} *Smyth*
Henry Corbyn Lie^t *Coll Parke* *Coll Bacon* Lie^t *Coll Beale* *Thomas Ballard* *John*
Pate Esq^r

Dix Land

upon peti^{ti}on of *Isaac Dix* 600 Acres of Land which was formerly graunted to *Mary Lewis* lying in *Northampton County*, being since deserted, Leau^e is given the said *Dix* to Pattent the same in case it be not formerly graunted entring rights according to Law

Reeves adminif-
tra^{ti}on

. . . it appearing that the widow of *ffrancis Reeves* dec^d
. . . to adminftr to y^e estate of her late husband who . . .
Adminftrat^r to his Brother *Thomas Reeves* dec^d, therefore this Court doth graunt Admintra^{ti}on to *George Reeves* brother of the s^d *Tho*: & *ffrancis* provided hee put in good security to indemnify the hono^{ble}

honorable *John Pate Esq^r* & *Mr Xopher Wormeley* who were security for *Francis Reeves*. The *1^d George Reeves* confesseth Judgm^t to y^e said *John Pate Esq^r* for 12^{lb} 3^s for p^otested bills of Exch according to Act:

Moore Land

Order is granted to Barthew Moores to survey and Patt 300 Acres of Land in *Northampton County* it being deserted, unless any former graunt p^ocede it, entring rights accord to law

Wallis Land

Order is graunted to William Wallis to survey and patt 600 Acres of Land in *Northampton County* formerly graunted to *James Jolley* and by him deserted in case it be not formerly granted to some other person. *Wallis* entring rights accord: to law

Wimberly Land

Order is graunted to John Wimberly to p^otent 300 Acres of Land in *Nansom^d County* formerly granted to *Israell Johnson*, who did not seat it, unless some former grant be made thereof, entring rights according to law.

Yardley Land

Order is graunted to Argoll Yardley to patt 500 Acres of Land p^ote of 1000 Acres lying in *Northampton County* formerly graunted to *Mr John Michaell* senio^r father to y^e said *Yardleys* wife & *Margaret* her sifter, whereof 500 Acres is supposed to be deserted, which in case it prove to bee & not former^{ly} granted, *Yardley* is to have it entring rights

Harris vs Young

Ordered that *John Harris* servant to *Mr Richard Young* be free having served the tyme men^oned in his Indenture, and that *Mr Young* pay him his Corne & Clothes and wages for y^e tyme he hath served since y^e expira^on of his *1^d* terme and *Mr Young* to pay Costs.

Hill vs Codd

Job Hill servant to *Colonell Codd* is set free, p^ovided that when he comes to demand his Corne and Clothes, he be whipt and receive 39 lashes.

Major Jn^o Smyth about y^e Orphan of Coll *Mathewes*

Ordered that *Major John Smyth* and *Colonell Pritchard* shall bee Guardians to y^e Orphan of *Colonel Mathewes*, they giving security to *Warwick County Court* to save them harmeles concerning the estate of y^e said Orphans and that y^e suit of *Mr . . .* is to bee answered by the *1^d* Guardians next gen^l Court

Davis vs Pitts

Upon hering the difference between *Major Davies* and *Colonell Pitts* Cap^t . . . Attorney for *Colonell Pitts* hath on his Clyents behalf appealed to y^e Asssembly which is accordingly granted.

Laurence vs Lloyd . . .

Upon hearing of the Cause in difference between *Mr Richard Laurence* and *Mr . . . Lloyd* & his wife late y^e relict of Coll *ffantleroy*, after long debating thereof on either side *Mr Laurence* hath appealed from this Court to y^e next grand Asssembly which is granted him he entring into bond wth sufficient security for his p^osecution thereof . . . next grand Asssembly

Colonel Nicholas Spencer sworne one of the Councill of State in the Governors Chamber.

26th March 1672

[p^osent]

GOVERNO^r *S^r Henry Chicheley* *Mr Secretary*. *Edw: Diggs* *Major gen^l Smyth*. Coll *Bacon* *Henr Corbyn* lie^t Coll *Parke* Lie^t Coll *Beale* *Tho. Ballard* *Jn^o Pate* Coll *Spencer Esq^r*

Scarburgh

Scarburgh
Browne West
Land

Upon y^e Petitⁿ of *Charles & Edmond Scarburgh. Devereux Browne & Cap^t Jn^o West* order is granted them to patt 3000 Acres of land called *White Marsh* lying in *Northamp^t County* w^{ch} is supposed to bee deferted, as also all other Waft Land that shall be found menconed w^{thin} y^e bounds.

Scarborough vs
Revell

In the matter in difference between . . . *Scarburgh and Edward Revell* It is ordered that a Jury of y^e auncient and able neighbors bee empannelled . . . dispute between them in some Convenient tyme . . . examine Witneffes and to give their Judgment in writeing by the 2^d day of the next Gen^l Court, whether Colonell *Edmond Scarburgh* hath . . . faid Lands, and if he did, whether the same was feated within tyme according to pattent.

Reeves p
Adminiftrat

Vpon a second hearing of y^e petiçon of *Geo: Reeves* brother to *Thomas & ffrancis Reeves* adminiftraçon of the Eftates both of y^e faid *Thomas & ffrancis* in the hands & poffeffion of y^e faid *ffrancis* at his death is granted to y^e faid *George*, & he is to pay all the iust debts of *ffrancis* fo far as the faid joynt eftate shall . . . to pay, and it is hereby further ordered that Lieu^t Coll *Cuthbert Potter* Cap^t *Xpofer Wormeley* & M^r *Robert Beverly* do appraife the faid eftate upon y^e 18th of *Aprill* next w^{ch} appraifm^t and Inventory thereof is to be returned to y^e next gen^l Court . . . M^r *Richard Robinson* here in open Court became security both to fave Jn^o *Pate* Elq^r & Cap^t *Xpofer Wormeley* harmelefs from the security they became bound in for *ffrancis Reeves* to this Court, as also the faid *George* his due adminiftraçon of y^e f^d joynt eftate

Moore vs
Duncomb

The Sheriff of *new Kent* returning the writt executes and *John Duncomb* not app^ring order is granted ag^t y^e Sheriff to make *George Moore* fatisfacçon unles he bring in *Duncomb* the next gen^l Court.

Murphy Supple
& Cutler Adm^{rs}
of Coll Scar-
burgh

Vpon y^e petiçon of *Owen Murphy Garret Supple & Elizab: Cutler* ag^t y^e Admini^{rs} of Coll *Edmond Scarburgh* dec^d it is ordered that the faid fervants bee free and that the f^d Adm^{rs} do pay them feverally their corne & clothes, as also cofts of fuit and fatisfacçon for overplus of service *als* exec.

. . . Page

It being p^oved in court that M^r *Mathew Page* is very ill, it is referred to the next County Court held for *James City*.

Shaw to be free

Thomas Shaa formerly condemned to dye for murther & reprieved by his Ma^{tie} it is ordered that the faid *Shaa* have his liberty as y^e Kings prifon^r paying his ffees.

Deane vs L^t
Coll Jordan

The building to be viewed by two able p^osons, And they to take notice what is finifhed and what is not, and to report their opinions, & Co^{ll} *Jordan* hath p^omfised to pay *Ralph Deane* whatsoever shall appeare to bee due unto him y^e f^d *Deane* for the worke he hath done which remains as yet unpaid for.

Ramfey vs
Longman

Vpon hearing of the difference betweene Cap^t *Edward Ramfey*, and M^r *Richard Longman* the faid M^r *Longman* is ordered to adioust his Accounts upon oath.

Afternoone

[p^osent]

THE Governour S^r *Henry Chicheley* M^r *Secretary* Majo^r gen^l *Bennet* *Edward Diggs* Majo^r gen^l *Smyth* Coll *Bacon* *Henry Corbyn* L^t Coll *Parke* *Tho Ballard* *John Pate* Coll *Spencer* Elq^r

M^{rs}

M^{rs} Read

Upon y^e Petiçon of M^{rs} *Elizabeth Read* showing that *ffrancis Reeves* in his life-tyme was owing to her late husband as collector for y^e *Virginia* Impost of 2^s 1^d p^r h^{dd} the somme of 18^{li} *sterling* and gave bills of Exchange for y^e same which were returned p^{te}sted Judgm^t for y^e same is confessed in court by *Geo: Reeves* the Administ^r to his brothers estate unto M^{rs} *Read*

Price vs Ball

vpon full hearing of the matter in difference it appeared that *Richard Price* hath very uncivilly demeaned himself toward the Comm^{rs} of *Middles: County* for which his contemptuous & turbulent carriage *this co^{rt} doth order* that the f^d *Price* shall publiquely in *Midd County Court* aske forgiveness and pay 4000^{li} of Tobb and Caske toward building and mending the bridge over y^e great swamp betwixt *Midd & Glouc^r County*, & to pay costs of suit and to aske forgiveness in *lanc^r county Co^{rt}* of y^e Comm^{rs} there.

Pate vs Smyth

In the matter in difference between the hono^{ble} *John Pate* Esq and *Laurence Smythe* attorney for y^e orphants of M^r *Robert Talliford* about a p^{ce}ll of Land of 300 Acres lying in *Gloucester County* *It is ordered by this Court* that M^r *Liggon* bee appointed Surveyor, and that a jury of the antient inhabitants & neighborhood be summoned by the Sheriff of the said county and sworne by M^r *Richard Lee* to joyne wth y^e f^d M^r *Liggon* to layout the bounds according to y^e first pattent by the marked Trees and naturall bounds and to give in their report concerning the Same and how they find it.

Place vs Stith

Whereas this Court hath had y^e hearing of y^e cause in difference betweene M^r *Roland Place* and M^r *Jn^o Stith* severall tymes, and did in *November* last referr y^e Survey of y^e Land in dispute to M^r *John Lewis*, who wth M^r *Bland* was to lay it out, and a Jury of y^e Comission^{rs} & neighbourhood should joyne wth them to give in their verdict after y^e 13th of *March* instant, whither M^r *Stith* was a Trespasser vpon M^r *Place* his Land. In returne whereunto they reported that they said M^r *Stith* to bee a trespasser vpon y^e land of y^e said M^r *Place*. The court after long hearing of y^e f^d difference (the report being read and attested) hath ordered that y^e f^d M^r *Stith* being found Trespasser as afore said, shall pay the whole costs of this so long suit, from y^e first hearing of the difference about y^e said Land and M^r *Place* to bring an acco^{tt} in, of his charges next gen^l Court for y^e Court to consider of, and that then Judgm^t bee granted vpon the verdict to have such damages p^d him as this Court shall then determine.

Waad vs Potter

M^r *Edward Waad* is to have Judgment for his debt of 40^{li} *Sterling* or 8000 ^{li} of Tobb & Caske p^{ro}vided Lieu^t Coll. *Potter* shalbee allowed thereone what he can lawfully discount or M^r *Waad* acknowledg.

Poole & others vs Minge

The comission^{rs} of *Charles Citty County* to examine the p^{ar}ticular dues which . . . belong to M^r *James Minge* or are allowed him by their Court as their clark and M^r *Bland* is desired to bee assisting therein & to give in their report y^e next gen^l Court

Dale vs Price

Whereas it appeared in Court that *Richard Price* did offer publique affront to M^r *Edward Dale* in y^e Church in *Lanc^r County*, Ordered that he aske M^r *Dale* forgiveness in that Co^{rt} or pay 2000 ^{li} Tobb & caske & costs of suit.

Perrott vs Bowser

Ordered that *Henry Bowser* servant to M^r *Perrott* do serve his said mast^r one yeare for absenting himself by running away, over and above the terme of his Indenture.

Bowser

Bowfer p
murder

The said *Henry Bowfer* being indicted for y^e murther of . . .
was by the petty Jury returned not guilty and was quitted by
p^relamaçon.

27th March 1672

[p^resent]

GOVERNOUR S^r *Henry Chicheley* M^r *Secretary* Major gen^l *Bennet* Edward Diggs
Major gen^l *Smyth* Coll. *Bacon* Coll *Swann* Henry *Corbyn* Lie^t Coll *Beale* Lie^t
Coll *Parke* Tho. *Ballard* Jn^o *Pate* Coll *Spencer* Esq^r

Cheefman vs
Throckmorton

The matter in difference between *Edmond & Thomas Chiefman*
heires to Lei^t Colonell *John Chiefman* deēd concerning certaine
Lands in *Glouc^r County* in y^e hands of Jn^o *Ward* *John Throckmorton*
& *Thomas Kemp*. being heard, it is ordered by the Governo^r & Councell
of State, That the case be stated according to Law, and that it be
referred to the Judgm^t of the Lord cheif Justice *Vaughan* or in case
he bee dead to the L^d Cheif Justice *Turne^r* in the mean tyme the
rents to remayne in the Tenn^{ts} hands vntill y^e dispute be decided by
the Law in *England*, And also y^e matter in difference between y^e f^d
Edmond & Thomas Chiefman and *Symon Stubblefeild* being of y^e
like nature is also referred to y^e Judgm^t in *England* as aforesaid

Holliday vs
Harlow

Vpon y^e petiçon of M^r *Anthony Holliday* on behalf of y^e Orphans
of M^r *Brower*, It is ordered that the order granted last gen^l Court to
M^r *John Harlow* to surveye some Land belonging to y^e said Orphan,
be reversed.

S^r *Henry*
Chicheley ads
Robinson

In the difference about y^e bounds of Land . . . y^e . . .
Chicheley & . . . *Robinson* It is ordered that . . . of the
Land . . . neighbourhood be empannelled in . . . the p^rties
. . . , which Jury with a Surveyo^r shall . . . p^ruse all pat-
tents & evidences for y^e better . . . the . . . shall make true
report of y^e state of the said Difference the 3 day of y^e . . .

Wallop Certifi-
cate for 40
p^rsons

Certificate is granted *John Wallop* to enter 40 rights
for 2000 Acres of Land . . . Jn^o *fferras*, Rich^d *Cooke* Charles
Agard, James . . . James . . . , . . . *Castle* *Alice* *Oakland*
Jane Taylor James *Afhton*, Sarah *Shilling* Joan . . . May
Michael *Lackland*, Jn^o *Butter* *Edmond* *Baskey*, *John* *Harris* Tho
Rogers . . . *Tanner* W^m *Painter*, Tho: *Tunnell* Rich^d *Holland*
Jn^o *Lamplagh* Rich^d . . . *Atkins* *Thomas* *Dinton* *Edward* *Stanly*
Henry *Feery* James *ffleig*

Wallop for 19
p^rsons

Certificate is granted *John Wallop* to enter 19 rights vz^t *John*
Wallop . . . *Wallop* W^m *Wallop* *Joane* *Roffer* *Cornelius* *Roffe*
Maria a negro *Jerman* *Jones* . . . a negro *Elizab.* *Playfoot*.
Eliz *Minor*, W^m *Watts*, Tho: *Eldridge*, Jn^o *Tomkins* *Henry* *Webster*
W^m *Elder*, Jn^o *Jacob* . . . *Edmond* *Patrick* *George* *Hanon*

About surveying
M^r *Place* his
Land

Vpon y^e surveying M^r *Place* his Land by Order of this court,
The co^rt doth order that M^r *Place* pay vnto M^r *John Lewis* Surveyo^r
3205^{li} of Tobacco & Caske or fourteen pounds Sterling and that
M^r *Liggon* shall also have either 2125^{li} of To^{bb} and Caske or accord-
ing to p^rportion money sterling

Adminiftrato^r
of Coll
Scarburgh

Ordered that no Execuçon be granted ag^t y^e Adminif^r of Co^{ll}
Edmond *Scarburgh* exceeding five pounds or for serv^{ts} corne &
clothes vntill M^r *Secretary* as Attorney for M^r *John* *ffairvacks* be
fully paid the debt due from Co^{ll} *Scarburgh* in his life tyme to
M^r *ffairvacks*

West

West vs Marfh

Vpon reading y^e peti^t of Majo^r *John West* Executo^r of Majo^r *Joseph Croshaw* deēd complayning ag^t M^r *Clem^t Marfh* who married *Mary* the reliēt of y^e faid *Croshaw* as touching y^e Orphans Eftate, *It is Ordered* that the faid M^r *Marfh* & *Mary* mother of y^e faid Orphan, do give security unto Majo^r *West* y^e Executo^r to pay two thirds of the debts of y^e faid Majo^r *Croshaw*, that the Eftate bequeathed by Majo^r *Croshaw* to his fonne *Joseph* fhall not bee imbezilled, but that they fhall make the eftate . . . y^e f^d Orphan, or returne his eftate into the hands of y^e faid Executo^r, that he may . . . for the Orphan's further p^{ro}vision, *And it is likewise ordered*, that no p^{ar}t of the faid Orphans eftate fhall be difpofed of by M^r *Marfh* or his wife to any other ufe whatfoever and that M^r *Marfh* pay cofts of fuit *als* Exec, and that the deed made made by M^r *Marfh* & his wife to M^r *Robert Spring* merch^t do in no wife p^{re}judice the eftate of the faid Orphan.

31 July 1672
Execucon iffued

Afternoone

[p^{re}sent]

GOVERNO^r S^r *Hen: Chicheley* M^r *Secretary* *Edw: Digges* Majo^r gen^{ll} *Bennett* Majo^r gen^{ll} *Smyth* Coll. *Bacon* Coll. *Swann* *Henry Corbyn* Lieu^t Coll. *Beale* Lieu^t Coll *Parke Tho. Ballard* Jn^o *Pate* Coll *Spencer* Esq^{rs}

Bushrod vs
Dixon

Vpon hearing the difference in a peticoⁿ menconed betweene *Thomas Bushrod* and *Richard Dixon* about Land lying in *Warwick* County now in poffeffion of y^e f^d *Dixon*. *It is ordered* that two Surveyo^{rs} be chofen and a Jury of neighbours to be empannelled and Sworn by Cap^t *Carey*, and that the Land be Surveyed according to priority of pattents and bounds of y^e f^d Land and report thereof bee made the 4^d day of the next gen^{ll} Court. The Surveyo^{rs} appointed are Cap^t *Underhill* and M^r *Milner* and further Ordered that M^r *Dixon* do put in his anfwer the 3^d day of y^e next gen^{ll} Co^rt vpon oath

Pate vs Warwell

Execuc granted
y^e 24th Septm^b
1672

Whereas *Thomas Warwell* . . . having made *Raph Deane* his Attorney to appeare for him before y^e Governo^r & Councell, is indebted unto the hono^{ble} Jn^o *Pate* Esq^r 3000^{ll} of fweet fented To^{bb} and Caske, the faid *Deane* Attorney as aforesaid doth on behalf of y^e faid *Warwell* confels Judgm^t for paym^t thereof to y^e faid M^r *Pate* in *Glouc^r* County *als* Execut

Potter vs
Goodrich

Vpon hearing of the difference between Lie^t Co^{ll} *Potter* and *Thomas Goodrich*. The Co^rt do unanimously consent and so declare, that the Comm^{rs} of *Rappahā* County Co^rt be thearby acquitted for any matter done by their Order therein, and do Order that M^r *Payne* late Clark of that County Co^rt and f^{re}shwater y^e vnder Sheriff be brought before y^e Governo^r and Councell the first daie of ye next gen^{ll} Court, and that Coll *Potter* pay *Goodrich* cofts in in regard there was no caufe of action.

Spencer vs Cafe

Whereas Cap^t *Robert Spencer* made complaint ag^t *Richard Cafe* of *Surry* County for private & underhand dealing wth his fervants contrary to Act of Affsembly all which was p^{ro}ved in Court by depoficoⁿs under y^e hands of feveral p^{er}sons fworne This Court doth Order that the f^d *Cafe* do make full Satisfaction for his faid Offence according to the CVth Act of Affsembly, and that this order be . . . y^e Court entry for a Prefident to deterr others from doing the like and incurring the penalty of y^e faid Act. the f^d *Cafe* to pay Cofts of fuit and Damages *als* execut

28th of March 1672

[Present]

GOVERNOUR Mr Secretary Edw. Digges Major gen^l Bennet Coll Swann Coll Bacon
Henry Corbyn Coll Spencer Esq^{rs}

Co^{ll} Bacon vs
Co^{ll}: Swann

The matter in difference between Colon^l Natha^l Bacon & Co^{ll} Swann one of the Executors of Cap^t Jn^o Grove de^{cd} relating to an order of y^e 21th of November last is referred to the hono^{ble} Edw: Digges Major gen^l Smyth Henry Corbyn Thomas Ballard Esq^{rs} who are desired to end the said Difference and if either Coll Bacon or Coll Swann shall deny to performe their award, the . . . the other 10000^{li} of Tob^b & Caske by their owne Consents declared in Court

Mr Diggs

Ordered That the hono^{ble}: Edward Diggs Esq^r Receiver for his Mat^{ies} rents be impowered and Authorized by this hono^{ble} Court to Summon the Severall sheriffs before him, and that they give in their Accompts unto him of y^e said Rent

Hayes vs Oliver

Whereas the Sheriff of New Kent was ordered the 21th of November last by this Court to bring in John Oliver upon whom he served a writt and who . . . to have brought him in, Judgment is granted ag^t y^e s^d Sheriff for said . . .

Scarburgh Land

Order is granted to Charles Scarburgh to pattennt all such Waft Land . . . found adjoyning to the head of his Land at Pungoteag between the . . . Marsh and the Lands thereunto adjacent entring rights.

Beale vs Clarke

Mr Henry Clarke not appearing according to writt Judgment is granted against y^e Sheriff of York County in case he do not bring in Mr Clarke by y^e 3^d day of the next Court to answer y^e suit Thomas Waidson was this day sworn Clarke of the Counsell according to y^e Oath given Mr Awborne & recorded somewhat above two yeares Since

M^{rs} Howell
widow

Vpon peti^{con} of M^{rs} Elizabeth Howell widow of Mr Jonathan Howell de^{cd} desiring to have her apparrell & furniture of her Huf . . . bee granted to her This Court doth order that the goods men^{con}ed . . . to y^e Peti^{con} bee granted free vnto her.

Montford vs
Swann

Upon reading y^e peti^{con} W^m Montfort Attorney of M^{rs} Anne Montfort widow ag^t Co^{ll} Thomas Swann & Cap^t Edward Ramsey exec^{rs} of Cap^t John Grove for 130^{li} 6^s 11^d sterling & 5460^{li} Tob^b & Caske. The Court doth thinke fitt and so ordered, that Judgm^t be granted ag^t y^e said Executors for y^e said debt of one hundred Thirty pounds six Shillings and eleaven pence Sterling, to be p^d M^{rs} Montfort or her adm^r & Cofts of suit, and that for the Tob^b in dispute it be respited to some other tyme

Bow vs Deacon

Whereas upon an Appeale from Glouc^r County Co^{rt}, the matter in difference between Jeoffry Bow & Thomas Deacon, about words between their wives, & that Glouc^r Court had awarded Bow to pay 1000^{li} of Tob^b to y^e s^d Deacon. This Court doth thinke fitt & order that y^e Order of Glouc^r Co^{rt} be made void and that Bow pay the Cofts of y^e suit in this Court, and Deacon the suit in Glouc^r Court and so y^e difference to end.

Chavis vs Austin

Vpon y^e peti^{con} of Elizabeth Chavis ag^t Thomas Barber concerning her sonne Gibson Gibson it appearing that the said Barber is gone for England, and left Mr Samuell Austin his Attorney.

This

This Court doth order that Mr Austin shall produce the said Gibson the third day of y^e next gen^l Court held in James Citty and then all p^{ties} to bee heard, and the matter in difference touching y^e fame to bee then determined.

*Waters vs
Willet*

In the difference depending between Major W^m Waters Attor of Mr Jⁿ Martin & Mr John Willett concerning divers goods and Tobbacco left by John Martin in the hands of Thomas Teagle (and also for 87^l 3^s 5^d) which were afterwards sent into the Country and belonged to y^e f^d Thomas Martin: all which goods & Tobb were delivered to Mr John Willet, who procured letters of Adminiftracon of y^e said Jⁿ Martins estate. For as much as it appeared that y^e said John Martin had before his going out of this Country made a deed of gift of y^e goods and Tobacco left by him in Mr Teagles hands, and thereby given the fame to M^{rs} Elizabeth Douglass whom he was to marry (and who was afterwards married to Mr Willet) *This Court doth order that the said Mr Willet shall according to the said deed enjoy the fame. But the f^d Mr Willet is hereby also ordered to deliver up to the said Major Waters Attorney aforef^d The f^d Goods which were sent in after John Martins going out of y^e Country, or the p^{duce} of them, deducting what he hath already paid out of y^e fame.*

Aftenoone

M^{rs} Anne Tyler

UPON reading the peti^{con} of M^{rs} Anne Tyler relating to a writing recorded w^{ch} was intended for a will and fworne to in court. Adminiftracon is granted unto her with y^e will annexed She giving fecurity by bond to York County Court for the true p^{formance} of the said will, w^{ch} Court is to returne that fecurity to y^e next gen^l Court

Wilson & Land

Whereas 300 Acres of Land lying in lower Norffolk at y^e head of y^e fouthern branch of Elizabeth River, was formerly pattented by one Rich^d Jones & by him assigned to y^e f^d Wilson, the said Wilson not finding the land to be feated on peti^{con}ed this Co^rt for it, w^{ch} is granted him in his owne name entring rights

Price vs ffox

Whereas there hath been a difference long depending in Lanc^r County Court between David ffox & Rich^d Price, and by that Co^rt it was ordered that 4 h^{dds} of To^{bb} tendered by y^e f^d ffox unto y^e f^d Price being Viewed was found merchantable & good, fhould be accepted by the said Price from w^{ch} Order the said Price appealed to this Court: who having heard y^e matter fully debated, do Order that y^e said Order of Lancaft^r Court be confirmed and that Price pay cofts of fuit als execut

Cooke vs Haunts

Ordered that Mr Will^m Cooke minift^r do pay all Cofts of fuit both at this and new Kent Court, and that he pay vnto Michael Haunts 2000^l of To^{bb} & Caske for damages besides cofts of fuit.

Drummond vs

The attachment that Mr Drummond tooke forth in Virginia ag^t Mr Jⁿ Currer Estate there, (p^{ceding} any other Order or Decree in England) fhall take place, And his debt as farr as hee can prove fhallbee firft made good out of y^e f^d Currers estate here in Virginia

*Duke about y^e
house &
Orchard in
Martin Brandon*

Vpon y^e Peti^{con} of W^m Duke, it is Ordered that he have power to take care of y^e Fruit belonging to the merch^{ts} in y^e old house in Martin Brandon, and that he give an Accomp . . . to y^e f^d Merch^{ts} or their Attorney of y^e p^{fits} of y^e Fruit

29th March 1672: Friday forenoone

[present]

THE GOVERNO^r S^r Henry Chicheley M^r Secretary Edward Digges Major gen^{ll} Smyth
Co^{ll} Bacon Coll. Swann Lieu^t Coll Beale Lieu^t Coll Parke Henry Corbyn Tho
Ballard Jn^o Pate Coll Spencer Esq^{rs}

Churchwardens
of Mulberry
Island

Vpon reading the petiçon of y^e Churchwardens of *Mulberry*
Island concerning one *Richard Adams* late servant to *Robert*
Hobart, Ordered that y^e said *Þifh* do mantayne y^e said *Adams*
vntill the Affsembly, and then they to bee paid their . . .

Plover vs Reeves

The buifines in difference between Cap^t *John Plover* Attorney
of *Junnifer* [?] *Plover* the Assignee of *Abraham Sharp* brother and
heire of *Robert Sharp* deçd and adminest^r to the f^d *Roberts*
Estate, and *Henry Reeves*, Ordered that no further pceedings be
therein vntill y^e next gen^{ll} Court.

Vaulx vs Carter

Ordered that y^e cause in difference between *James Vaulx* Attor-
ney of *Robert* . . . about y^e ballance of an Acco^{tt} of 84^{li} 9^s. 6^d.
bee difmissed and that *Vaulx* shall pay Cofts of fuit to Cap^t *John*
Carter als exec.

Thomas Liggon
Land

Liberty is granted to M^r *Tho. Liggon* to survey and Patten^t
450 Acres of Land lying in *Charles Citty* County ent^r rights.

Price abated of
Þ^t of his ffine.

Whereas by order of y^e 26th instant it was Ordered that *Richard*
Price should pay 4000^{li} of To^{bb} & Caske as a ffine. upon his
humble petiçon and confessing his fault praying some remission
of y^e said ffine, The Court is pleased to order that 3000^{li} of To^{bb}
shalbee remitted him, he asking publique forgiveness as in the first
order mençoned

M^r *Ballard* in
behalf of *Middle-*
ton Þifh.

Whereas by Order in *June* 1670 it was granted that y^e first Land
which should Escheat to his Ma^{tie} within y^e f^d Þifh should be
granted a Glebe Since which Order Cap^t *Giles Brent* died posselt
of a certaine Þcell of Land formerly belonging to Doct^r *Jeremy*
Harrison deçd. This Court doth graunt the said Land to the use
of the said Þifh, and that an Office be found, and *Middletowne*
Þifh to have it, if no other land escheated before the said Order in
June 1670

Waad vs Potter

Judgment is graunted to *Edward Waad* ag^t Lieu^t Coll *Potter*
for 8000^{li} of To^{bb} to bee paid next Court and Cofts of fuit als exec

Whitty vs
Aldridge

Whereas Attachm^t was formerly graunted by this Court ag^t
the estate of *Bennet Aldridge* for a debt of 4600^{li} of To^{bb} & Caske
due Þ bill unto Cap^t *John Whitty*, Judgm^t is now graunted vpon
y^e f^d Attachm^t made by the Sheriff of the *Isle of Wight* County.

Drummond vs
Hyre

Whereas *James Hyre* Attorney to W^m *Cocker* who married the
relict and Adminiftratrix of Cap^t *John Whitty*, by an award of
Colon^{ll} *Nathaniel Bacon* & *Henry Corbyn* Esq^{rs}, was to pay M^r
William Drummond, 29^{li} 14^s 10^d. according to an Order of reference
from this hono^{ble} Court in *September* last. The said *Hyre* being
fummoned to this Court and not appearing, order is granted ag^t
y^e Sheriff of *Nanfemond* for y^e f^d Debt unless hee bring in *Hyre*
the next gen^{ll} Court.

Haley vs Wright

Vpon reading the petiçon of *James Haley* Attorney to severall
Þfons in *England* concerning *Daniel fflowers* estate, It is Ordered
that no more of *flowers* estate in this Countrey be disposed of
by any meanes, But that M^r *John Wright* merch^t Attorney to the
Exec^r of y^e f^d *flower* deçd do keep the rest of the estate in his hands
to answer the debts of *flower* heere untill y^e next gen^{ll} Court

Price

Price ads
Bailey

There appearing no cause of Action *Price* is non suited & Ordered to pay Cofts of fuit in this Co^{rt} upon reading the petiçon of Appeale to this Court by the said *Price* from y^e Order of *Lanc^r* Co^{rt}. *It is ordered* that the difference betweene him and y^e said *Joseph Bailey* concerning paym^t of 83^{1^l} To^{bb} & Caske by *Price* to *Bailey* be referred to *Lanc^r* County Court to determine thereof.

This Court Adjourned unto the 20th day of *October* next 1672.

At a Generall Court held in *James Citty* before the right honorable Sr *W^m Berkeley* Governor the 16th of *May* 1672.

[Present]

THE GOVERNO^r Coll *Bacon* Coll. *Corbyn* *Thomas Ballard* Esq^r:

Mr Secretary vs
Bland Orph:
Drew

Whereas *Theodorick Bland* Esq^r deceased during his life tyme was entrusted wth the estate of M^{rs} *Dorothy Drew* daughter and Orphan of *Colonell Drew*, deceased and is now married. The hono^{ble} *Thomas Ludwell* Esq^r Secry one of the Executors of Coll *Drew* moved this Court in behalf of y^e Estate of the said Orphan. Whereupon It is Ordered that no part of the Estate of the said M^r *Bland* shalbee pay^d out or disposed of in any wise untill the estate of the said late Orphan bee fully pay^d, unless it bee such sommes as shall appeare due to y^e publique from y^e said M^r *Bland* as Collector

Radford on
behalf of y^e
Orph: of *Garrett*

Vpon the peti^{on} of *francis Radford* ag^t *John Yarrow* guardian of the Orphans of *John Garrett* de^{cd} It is Ordered that the said *francis Radford* bee empowred to empannell or cause to be empannelled a Jury of y^e Neighbourhood in *Henrico* County where the Land lyeth and to survey the Land according to the bounds of y^e Pattent (by which the said Orphans are to hold y^e same) within some convenient tyme, and that he bring in the same to the next gen^l Court, whereby the said Orphans may enioy what of right belongs unto them and he to have what of right is due vnto him.

Coll *Swann* &
Cap^t *Ramsey*
exec^{rs} of *Groves*
& Orphan of
Domingo

Vpon y^e peti^{on} of Co^{ll} *Tho. Swann* & Cap^t *Edw^d Ramsey* Exec^{rs} of Cap^t *Jn^o Grove* deceased concerning a P^{ar}cell of Land let by lease from y^e said *Grove* to one *George Domingo* de^{cd}, and by him left as a Chattell to *Sarah*, y^e daughter and Orphan of y^e f^d *Domingo*, w^{ch} f^d P^{ar}cell of land wth other Land of y^e said *Groves* was sold for payment of his y^e *Groves* debts: This Court doth referr the matter to y^e Orphans Court in y^e County of *Surry* recommending unto their care the said Orphan, whereby her Interest as to the estate by the said sale may bee secured, not withstand y^e said sale, yet so as the said sale may remayne cleared from any Incumbrance, and the said Coll *Swann* and Cap^t *Ramsey* enabled to make good their sale thereof

Eodem die post meridiem

[Present]

THE GOVERNO^r *Tho Ludwell* Esq^r Secry. *Edward Diggs* Lieu^t Coll *Parke* Esq^r.

Francis Kirk-
man 800 Acres
of Land

Upon the peti^{on} of Cap^t *francis Kirkman* for 800 Acres of land lying in y^e f^{reshes} on y^e Southside of *Rappahannock* river, formerly granted to *Thomas Ballard* Esq^r and by him not seated according to Pattent dated y^e 6th of *Novemb^r* 1666. It is Ordered that y^e above men^{tioned} Land being not seated according to an Order of y^e Generall Court of y^e 25th of *March* 1665, That M^r *francis Kirkman* have a graunt thereof according to y^e bounds men^{tioned} in y^e former Pattent granted to M^r *Tho. Ballard* ent^l rights

At a General Court held at *James Citty* the 24th of *September*
1672

[present]

THE RIGHT HON^{BLE}: SR WM BERKELY Govern^r Sr Hen: Chesley Tho: Ludwell,
Sec Co^{ll} Swann Lt Co^{ll} Beale Tho: Ballard Jn^o Pate Esq^{rs}.

Mohun for Land

Vpon the Peti^{con} of Jn^o *Mohun* sheweth that havinge purchafed 400 Acres of Land in *New Kent* of M^r *Rich: Whittaker* which formerly he bought of M^r *Geo: Chapman*, the Court doth order that M^r *Mohun* shall have to refurvey the said Tract of Land, and to enjoy what overplus shall appeare to be due Vnto him thereby.

Mohun p^r Land

Whereas it Appeareth to this Court by the Peti^{con} of M^r *Warwick Mohun* that M^r *Jno. Mohun* hath deferted 334 Acres of Land in *New Kent* which was by him purchafed of M^r *Tho: Sanders*. This Court doth grant the 334 Acres of Land vnto the said M^r *Warwick Mohun* he entring Survey and Rights According to act

Hurst for Land

Orderd that the waft Land adjoining to the Planta^{con} of W^m *Hurst* be Surveyed and that he have a Grant thereof he entring Rights According to Act.

Napier for Land

Upon Peti^{con} of M^{rs} *Eliz: Napier* sheweth that 800 Acres of Land formerly Granted to Major Gen^{ll} *Hammond* and not by him Seated as she declareth. This Court doth Grant the same Land Lying one the S: west Side of *Yorke River* nere *black Creeke* vnto the Said M^{rs} *Napier*. She entring for the Same According to Act.

Hayard vs Newell

The matter in Difference Betweene M^r *Jn^o Hayward* and *Eliz Newell* Adm^x of *Johathan Newell* dec^d is at the request of Lt Co^{ll} *Beale* refferred to the hearing of the next Court.

Bristoll vs Murray

Order^d that if *Murray* doe not Appeare at next Court in *Aprill* to Answer the complaint of Cap^t *Bristoll* that then the order of *Glouste* Court be Confirmed.

The 26th *September* 1672

[present]

THE GOVERN: Sr Henry Chesly Tho Ludwell Sec Major Gen^{ll} Wood Co^{ll} Bacon
Co^{ll} Swann Co^{ll} Beale Tho: Ballard Jn^o Pate Esq^{rs}

Codd Watts Wilford

Whereas by order of Court the 22th of *March* last Co^{ll} *Codd* was to have the tuition of *Tho: Wilford* an orphan & his estate being the p^tended to be An Ideot, vntill this Court, This Court doth now Consent and order that the said Orphan be returned vnto M^r *Jn^o Watts* his former Guardian together with the estate and Co^{ll} *Codds* Claime to the said orphan to be void.

Boage vs Whittaker

Vpon Peti^{con} of W^m *Boage* Attorney on the Behalf of D^r: *Burgany* and *Jane* his wife Concerning An estate defended to *Janes* Sifter to Cap^t: *Rob^t Pyland*, This Court doth order that M^r *Rich Whittaker* (whose Late wife enjoyed during his life and he in Right of hir p^t of the estate of the said Cap^t *Rob^t Pyland* do vpon oth bring in at next Gen^{ll} Court A Perfect Acco^t: of what he was possest of in Right of his said wife, and alsoe what and how much

much thereof he hath Disburfed in payment of Juft Debts left owning at the Time of his marriage and that Two third $\frac{2}{3}$ ts of the one half of that eftate what fhall Appeare Remaining in his hands be by him paid to y^e faid *Boage* & alfo y^e f^d M^r *Whittaker* fhall at y^e end of y^e next Crop or on y^e 10th of *October* next returne into y^e hands and poffeffion of y^e f^d *Boage* in L^d: as yett he holdeth in Right of his wife.

Present

THE GOVERNO^r S^r *Hen: Chesly Tho: Ludwell* Sec Majo^r Gen^l *Wood Co^{ll} Bacon Co^{ll} Beale Jn^o Peate Esq^{rs}*

*Hayard vs
Newell*

Whereas by order of this Court dated the 22th of *march* laft Judgm^t: was Granted vnto M^r Jn^o: *Hayward* againft M^r *David Newell* for ad Debt of Seven Thoufand four Hundred Eight Six pound of tobb and Caske *this Court doth now order* that execucon iffue out Ag^t: the body of the faid *David Newell* for payment of the faid debt of Seven thoufand four Hundred Eighty Six pound of tobb and Caske wth Cofts Sute.

The 27th September 1672

Present

THE GOVERNO^r S^r *Hen: Chesly Tho: Ludwell* Majo^r Gen^l *Wood Co^{ll} Swann Co^{ll} Beale Tho: Ballard Jn^o Pate Esq^{rs}*

*Watkins for
Land*

Order^d that M^r *Phillip Watkins* doe Survey and Pattent 1000 Acres of Land 500 formerly taken up by M^r *Morris* and the other five hundred taken up by M^r *Lewis* but not . . . the faid *Watkins* entring Rights According to Act.

*Nickolas vs
Doglafs*

Whereas by Severall orders of *Lower Norfolk County Court* it Appeareth that the Land Sold by M^r *Andrew Nickalls* and *Rich: Adon* and by him assigned to *Daniell Douglafe* hath bin often Surveyed and the poffeffion thereof confirmed and Continued vnto the faid *Duglafs* and that W^m *Nickalls* Sonne of the faid *Andrew* hath without any Juft Cause Summond the faid *Douglafe* vnto this Court. *It is now ordered* that the *Douglafe* doe hold and poffeffs the Said Land without any futher Trouble or Moleftacon and that *Nickalls* pay vnto the faid *Douglafe* Cofts of Sute being nonfuited

*Woodard vs
Ayers*

The Difference Betweene M^r *Tho: Woodard* & *ffrancis Ayres* is by Consent of $\frac{2}{3}$ ties referred to the 3^d Day of the next Gen^l Court

Clare vs Roffe

The Difference Betweene *Ambrose Clare* and *Morris Roff* is referd to the . . . day of the next Gen^l Court

*Jones vs
Hawkins*

The Difference Betweene M^r *Geo: Jones* and Cap^t *Tho: Hawkins* is referred to the heareing and determincon of S^r *Hen Chesley* and *Hen Colbyn* Esq who are defired by the Govern^r and Councell to end the fute or Report their opinions to this Court

*Harris vs
Woodard*

Order^d that Attachment be againft the eftate of *George Woodard* in *James City County* for paym^t of fifteen thoufand pound of tobb and Caske to *Alice Harris* the Relict of *Tho: Harris* in Regard the Said *woodard* is Returned by the Sheriffe *non est Inventus* . . . 4th *October* 1672 Majo^r *Hone* being Security for *woodards* appearance next Court the Attachm^t to be Respited vntill then.

The

The 28th of September 1672

[Present]

THE GOVERNOR: *Edward Diggs* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale*
 Tho: *Ballard* Esq^r

Hampton vs
Heard

Upon Petiçon and Complaint of M^r *Tho: Hampton* Against *Ann Heard* about Some Hogs. *This Court doth order* that M^r *Heard* doe pay vnto the said *Hampton* the Some of two thousand pounds of tobb and Caske in lieu of the said Hogs detained and alsoe Cofts of Sute

Mulder Woodick

Upon the Petiçon of *Joseph Mulder* and *Henry Woodick* strangers who have Served there times in this Country to be naturalized, It is by the Govern^r Councell Referred to the Assembly

Greene vs Bland.

Whereas there hath been divers hearings in this Court and Severall orders made in the Difference Betweene M^r *Roger Greene* p^t *Theodrick Bland* Esq^r Deceased defd^t *this Court doth now order* by Consent of Both Parties that L^t Co^{ll} *Geo: Jordane* and Cap^t *Otho Southcott* have power to Examine the Severall matters of M^r *Greenes* Particular Acc^{ts} as alsoe the Acc^{ts} concerning the of *Jn^o Holmewood* Deceased Between him the Said M^r *Greene* & M^r *Ann Bland* Reliçt and Executrix of the Said *Theo: Bland* Esq^r and to End and Determine all the said matters in Difference or else to report to The Next Court how they find it.

The 30th September 1672

[Present]

THE GOVERNOR S^r *Hen Chesley* Tho: *Ludwell* Sec^r Major Gen^l *Wood* Co^{ll} *Swann*
 Co^{ll}: *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Jn^o *Pate* Esq^r

West for Land

Order^d that Cap^t *Jn^o West* doe pattent 500 Acres of Land Lying on the North Side of *Pungoteak* Creeke as by the Pattent the 20th of October 1661 to *Scarbrough*. Appeareth being Loft for want of Stateing in

Scarbrough &
West for Land

Order^d that the Land mençoned in a Pattent granted to Co^{ll} *Edmond Scarbrough* dated the 9th of Oâ^r being -3000 - Acres in *Accomack* be Surveyed, and that whatsoever overplus shall be found wthout the Land may be added to the former Pattent & granted to *Charles Scarbrough* & Cap^t *Jn^o West* they entring right according to Act

West for Land

Vpon a Petiçon by this order^d to be Recorded Cap^t *Jn^o West* it is according to the prayers in the said Petiçon mençoned he hath the said Land he holds by Pattent dated 23th of March 1671/2 confirmed vnto him by vertue of the former Right entred thereof

Minister &
 Churchw: of
 North^m County
Diggs vs Reade

Order^d that the Petiçon of the minister & Churchwarden of *Humgret* Parish & the Contents therein mençoned be Reff^d to the County of *Norhampton* to make Report to the next Gen^l Court

Order^d that the Matter Mençoned in the Petiçon of *Edward Diggs* Esq^r be Referred to 4th Day of the next gen^l Court

Diggs

¹ The sentence breaks off abruptly.

*Digs vs Lockey
& Hansford*

Order'd That the Mare Colt marked by M^r *Lockey* or her sonne *Charles Hansford* is by this Court allowed to be the proper goods of the Hon^{ble} *Edward Diggs Esq^r*, and therefore for the Damages it is Repited vntill it shall bee determined by this Court or a Jury

Price vs Bendall

The Matter in Difference Betweene Ric^h *Price* and W^m *Bendall* & *Eliz*: his wife is Referred to the 4th Day of the next Gen^l Court

*Halfehead vs
Halfehead*

Order'd that M^r *Geo: Halfehead* doe pay vnto vnto M^{rs} *Sarah halfehead* Twenty pound Sterl or the Value thereof in good as shall Agree in lieu of his Demand for to Peraphanalia and all other Demands

*Montford vs
Col^l Swann*

Vpon Petiçon of M^r W^m *Montford* Atto: on the behalf of his mother M^{rs} *Ann Montford* against Co^{ll} *Tho: Swann* & Cap^t *Edw: Ramsey* Executors of Cap^t *Jn^o Groves* it appeareing there Remanes due and owing vnto the said M^{rs} *Montford* the Some of Seventy pounds Six shillings & Eleven pence as P^{rt} of what was due By the Said *Groves* vnto M^{rs} *Montford* this Court doth [ord^r] that they p^{ro}duce Soe much of the estate of Cap^t *Groves* as is Remaining in their hands and M^r *Montford* doe alsoe p^{ro}duce a Necklace of Pearls lost by Cap^t *Groves* in his life time as P^{rt} of Security for his Debt then owing to M^{rs} *Montford*, and the said Necklace be added to the P^{te} of the estate Resting in the Executors Hands in Cattell or otherwise and that the said Cattell et & Necklace bee appraised by P^{ro}sons equally chosen for either P^{ty} and that thereout the said Debt of Seventy pound Six shilling & Eleven pence be paid & Satisfied to the Said M^{rs} *Montford* wth Cofts Sute

The 30th Afternoone

[P^{re}sent]

THE GOVERN^r *Tho: Ludwell* Secr *Edward Diggs* Major Gen^l *Bennett* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho. *Ballard* Jn^o *Pate* Esq^r

flader vs Nevet

Vpon Reading the Petiçon and Examining the matter Betweene *Mathew flader* p^l and *Hugh Nevet* Defd^t it is the opinion of this Court and soe order^d that there being noe iust cause of Acon Ag^t M^r *Nevet* that *flader* be nonsuited & pay Cofts of Sute als ex

Porten vs Bray

Vpon the Petiçon of M^r W^m *Porten* Atto: for M^r *Jn^o Custis* against M^r *Plomer Bray* for a Debt of Three thousand pounds of To^{bb} & Caske M^r *Porten* haveing already Receaved Some P^{rt}, the Court doth order the said *Bray* to pay vnto the said M^r *Porten* fourteene hundred & Thirty pounds of to^{bb} and Caske with intrest according to Specialty wth cofts Sute als ex

*Rallam &
Hammond*

The Pattent of *Hammond* to be allowed according to the number of Poles, but by both their consents the Busines Referred to Cap^t *Southy Littleton* and the Petiçon delivered him at M^r *Awborne* the 4th October 1672

the 2^d day of October 1672

[P^{re}sent]

THE RIGHT HONOR^{ble} SR W^m *BERKELEY* kn^t Govern^r S^r *Hen: Chichesley* Tho: *Ludwell* Sec^r *Edw: Diggs* Major Gen^l *Bennet* Major Gen^l *Wood* Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Corbyn* L^t Co^{ll} *Parke* Tho: *Ballard* Jn^o *Pate* Esq^r

Coman

Coman vs Bruck

Vpon the Petiçon of *Ann Coman* wife of *W^m Coman* concerning a Chest of hers as belonging to her self by Vertue of an Execuçon granted to *Benjamin Bruck* this Court doth order that the whole matter be Referred to the Commiffion^{rs} of *Warwick* County Court who are desired to end the Same or Report their Opinions to the Next Court

Lighfoote & others vs Reeves

Whereas *Geo: Reeves* Adminiftrator of his Brothers *Tho: and ffancis Reeves* is Arrested to this Court by Severall *Þfons* for debt Owing for his two Brothers deceased, this Court doth Order that the said *Geo: Reeves* shall have Liberty vntill next *March* Court to pay the debts of *Thomas Reeves*, and that then *M^r John Lightfoot* Creditor of *ffancis Reeves* shall have priority of being first paid his debt owing him by *ffra: Reeves* haveing this day Entre^d his Clayme Thereon.

Orphans of *Davis*
& Com^{rs} of
Yorke

Whereas Com^{rs} of the County Court of *Yorke* did Take Care that Security should be Given for the estate of the Orphans of *John Davis* deceased Vpon Marraige of the Widdow *davis* relict of the Said *John Davis* deceased wth on[e] *Tho: Holder*--and that after the Security So taken as aforesaid the Orphans of the said *Davis* Now Petiçon against the Said Com^{rs} of *Yorke* County Court for their feveral portions This Court doth now judge that the said Com^{rs} are [not] any Wayes obliged thereunto and therefore Order that the whole Matter be Referred to *Yorke* County Court When both *Holder* and the other Security are to Appeare. And that Court to end the difference or report to this Court

Lightfoot vs
Lightfoot

M^r Phillip Lightfoote Makeing it Appeare to this Court that he being Security for his Brother Cap^t *Jn^o Lightfoot* hath paid three hundred pound *Sterling*, in Confideraçon whereof his brother Made over vnto him Ninety Acres of Land in *Glouster* County, *Þ^t* of Satisfaçon This Court doth order that the *M^r Phillip Lightfoot* shall Cause the Said Land to be Extended and have Execuçon thereon & that after it shall be Surveyed, The Sherriffe of *Glouster* County shall Extend the Same by Serving Execuçon thereon and Deliver the poffeffion thereof to the Said *Phillip Lightfoot*

Smith vs Bullock

Whereas there hath been a Long Suit Depending Betweene *M^r Rob^t Bullock* and the Guardians of the Orphans of Co^{ll} *ffancis Mathews* And that Major *John Scarbrough* Atto: of the said *Bullock* Sued Major *John Smith* to this Court Concerning A Mill in Difference. It is Now by this Court Determined and Ordered that the said Major *Smith* shall pay to Major *Scarbrough* for the Vfe of *Robert Bullock* Twenty Pounds *Sterling* in full of all demands,

Viccars & Orp^a
Ellifon
Knight vs
Hobson

Orde^d That *M^r Thomas Viccars* bee Guardian to *Gerrard Rob^t Ellifon* Sonn & Orphan of Major *Ellifon*.

The Matter in difference about an Attempt Betweene *M^r Peter Knight* and *M^r Tho: Hobson* both of *Morthumberland* County is by this Court with Consent of Both *Þties* referred to the heareing, Auditing and determinaçon of Co^{ll} *St Legar Code* *M^r Mathewes* *M^r Jos. Lee* and *M^r W^m Prefly*, who are Authorized by this Court to end the Same

Weeke for land

Orde^d that *Abraham Weekes* have Liberty granted to Survey And Pattent about four or five hundred acres of Land in *Middlesex* County Lying on the *Dragon* Swamp betweene 2 branches Comonly Called the *Active Oake* he entering Rights According to Act

Ransom

Ransom for Land

Order^d that Geo: Ransome shall have his Land in Mockjack bay being Eleven Hundred Acres Surveyed and What overplus of Land Shall be found within the bounds of that pattent is now Granted Vnto him to be added to his pattent he entring Rights According to Act

The 3^d October 1672

[present]

THE RIGHT HONOR^{BLE} S^R W^M BERKELEY Kn^t Governo^r *Tho: Ludwell Secr*
Edw: Digg Major Gen^l Bennett Co^{ll} Bacon Co^{ll} Corbyn Co^{ll} Swann Co^{ll} Parke
Tho: Ballard Jn^o Pate Esq^{rs}

*Mason &
Hudson*

Eliz Waterton being Middwife to Ann Hudsons Moth[er] doth believe that the said Ann is of full age and soe allowed to be by This Court to be Recorded & her husbands dues to M^r ffra: Mason to be Record^d

*Smith vs
Drommond
Myhill vs Lockey*

The matter in Difference Betweene Bryan Smith and M^r W^m Drommond is Referred to the 4^{day} of Aprill Court Next

The Difference Betweene John Myhill and M^{rs} Ann Lockey about Dividing a Pcell of Land at Mattapony. Order^d that Myhill give M^{rs} Reade Notice of this Petiçon, and if she doe not by next Court Shew Cause to the Contrary then he to Survey the said Land and take P^t of the Division

*Chavis vs
Barber*

Whereas it Appeareth that Gibson Gibson the Sonn of Eliz: Chavis was Vnlawfully bound by Berr. Mercer to Tho: Barber which said Barber left one Samuel Oustin his Attorney It is order^d that the said Gibson Gibson Gibson be free and Delivered to his Mother and M^r Oustin Left to Take his Remedy at Law against the estate of Mercer

*Scarborough vs
Wild*

The Difference Betweene Major John Scarborough Atto: of M^r Rob^t Bullock and Cap^t Daniel Wild is by Consent of Both P^ties Referred to the 3^d Day Next Gen^l Court

*Haley vs Thorp
& Bend^r*

Order^d that the Difference Now Depending Betweene James Haley Atto: of John Clarke Esq^r and M^r Otho Thorpe & M^r Geo Bendexther be by Consent of Both P^ties Referred to the 3^d day of Next Court

Beale vs Clarke

The Matter in difference betweene Co^{ll} Beale and M^r Hen: Clarke about a Pcell of Land in Rappahanock being heard this Court doth Order that Eleven hundred Acres P^te thereof formerly Pattented by the Said Clarke and Now in his possession . . . and that M^r Rob^t Beverly and M^r Moseley do Survey y^e Residue to Layout Co^{ll} Beales pporçon and they Returne their Survey to Aprill Court Next

*Alexander vs
ffitchettherbet
Cowles vs
Kearney*

Ord^d that the Matter in Difference Betweene M^r John ffitchettherbet and Cap^t Jn^o Alexander be Referred to Aprill Court

Vpon the Petiçon of Edmund Cowles against M^r Barnaby Kearney who was Bayle for W^m Marshall. It is Order^d the Said M^r Kearney shall pay vnto M^r Cowles what he can justly Can make Appeare was due vnto him by Marshall According to the Articles of Agreement Betweene the said Cowles and Marshall & Cofts of Sute. 4th October M^r Kearney hath Liberty granted vntill March or Aprill Court to bring in Marshall or to pay this Order

Bow

Bow vs Deacon

Whereas it was pved in Court that *Sarah Bow* the Wife of *Jeoffrey Bow*, did Vtter Very Scandalus words by Calleing Mr^a *Deacon* whore This Court doth Order that the said Mr^r *Jeoffrey Bow* fhall pay One Thousand pound To^{bb} towards the New fort At *James James Citty*, otherwise the said *Sarah* his wife to be ducked after she fhall be delivered with child

*Scarborough p
Land*

Order'd that Mr^r *Edmund Scarborough* Survey and Pattent Eleven hundred Acres of Land in *Northampton County* called *Black Walnutt Neck* formerly taken Vp by one *Billiot* but not Seated, he Entred Rights According to Act

*Thruston vs
Commingham*

Whereas it Appeareth that Mr^r *Maloch Thruston* as Dep . . . of *Lower Norfolk* by Enquireing after the estate of one *John Commingham* a Stranger who died in that County, was at Very Greate Charge to the So^{me} of Sixteene hundred & Seventy pounds of To^{bb}. It is ord'd that the said Mr^r *Thruston* fhall have his Remedy by Law against any p^t of the estate of the said *Commingham* Where it fhall appeare to found

*Walbuck &
Allen*

Whereas by Order of *Surry Court* *Edward Walbuck* servant to Mr^r *Arthur Allen* was fett free, Mr^r *Allen* Appealeing to this Court It is order'd that the said order of *Surry Court* be Confirmed & Mr^r *Allen* to pay Cofts of Sute

*Laurence vs
Awborne*

Mr^r *Rich Laurence* haveing Charged *Rich Awborne* in *James Citty County Court* with words relate to the said *Awborne* being lyable to a Tryall for the Death of *John Penior Deed* in Soe high a Nature that the said Com^{rs} thought fitt to Cmitt the said *Awborne* to the sherriffs Custody Vntill he gave bond wth Security for his Appearance at this Gen^l Court to Answer the Same, and the said *Laurence* to psecute to his charge. And this day L^t Co^{ll} *Jordan* Attorney Gen^l for his Ma^{tie} p^senting the said order in Court and this Court finding no Matter or Grund for a Inditem^t ag^t *Awborne* for the same, doth now order that the bonds entred into by either be delivered Vp Vnto them, and *Awborne* and his baile Acquitted from the Said Charge

The 4th October 1672[p^sent]

THE RIGHT HONO^{BLE} S^R W^M *BERKELEY* kn^t Govern^r *Tho Ludwell* Se^cr
Edward Diggs Co^{ll} *Bacon* Major Gen^l *Wood* Co^{ll} *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke*
Jn^o Pate Esq^{rs}

Place vs Hunt

Vpon An Appeale of Mr^r *Rowland Place* from *Westover Court* in a Difference Betweene him and Mr^r W^m *Hunt* about a Copper that was taken away by the Said Mr^r *Hunt* from *Buckland*, It is order'd that Mr^r *Hunt* doe pay Vnto Mr^r *Rowland Place* Six hundred pounds to^{bb} and Caske with his whole Cofts of Sute als ex

*Hawkins p
Land*

Vpon the Peti^{con} of Cap^t *Jn^o Hawkins* about a p^{cell} of Land of Eight hundred & Twelve Acres & $\frac{1}{4}$ in *Rappahanock County* and by Reason of Some knowne Difficulties would not Seate it formerly--whereby he feared to loose it, The Court doth now grant him to New Pattent the Same land he Enttring New Rights

Mason vs Price

The matter in Difference Betweene Mr^r *f^{ra}: Mason* & Mr^r *Price* is Referred by Consent of Both p^{ties} to Next Gen^l Court
Bushrod

*Busfhrod vs
Dixon*

Whereas a long and Tedious Sute hath for many Yeares Depended Betweene M^r *Thomas Busfhrod* and M^r *Rich Dixon* about A Parcel of Land Sold by M^r *Busfhrod* to the said *Dixon* This Court doth now order that according to A former order of the 29th March last that A Jury of the Neighbourhood be Empannelled & Sworne and that Cap^t *Vnderhill* and M^r *Milner* Surveyors or one of them be Affisting and they to Lay out the Land According to the True and full bounds, and Their report thereof to this Court shall be A finall End to this Long and vexatious Sute

*Tankerd vs
Nevill*

Whereas by a former order in *March* Court last M^r *John Tankard* hath Part of A Grant of Thirteene Acres in *Northampton* County Vpon a Divis: in that order menconed, It is Now orderd that the said Land is to Remayne to *John ffurse* in the Right and for the Vse of *James Nevill* in whose name the Said Land is already Pattented & *Tankards* order made Void

Kirton vs Dale

The Matter in Difference betweene M^r *Tho: Kirton* and M^r *Edward Dale* The Said *Dale* being not in Court is Referred to the Next Court in *Aprill*

*Letherbury vs
Carter*

Whereas it Appeareth to this Court that *Sarah* the Wife of *Paul Carter* had a Child Borne of her in this Country and she afterwards bought by M^r *Tho: Letherbury*. The Said M^r *Letherbury* Obteyned an Order in the County of *Northampton* that the said *Carter* should pay Vnto him Twelve hundred pound to^{bb} and he Keepeing the Child, from w^{ch} Order the said *Sarah* Appealeing to this Court, It is by this Court Orderd that the said Order of *Northampton* Court be Void & the said Child to be free

Waadd vs fflate

Whereas it Appeareth to this Court that *Obediah fflate* Transported away one *James Parsons* who was Indebted to *Edward Waadd* in the Some of Twelve Hundred pounds of to^{bb} and Cask recovred against him the Said *Parsons* in *Lancaster* County Court, The Hon^{ble} *Henry Corbyn* Esq Voluntary expresseing in Court that he had of fflates in his hands to that Value the Court doth order that Judgment shall be Entred Against Co^{ll} *Corbyn* for payment of the Said Some to *Wade*

*Corbyn & Potter
vs Newell &
Adm^r Barber*

Whereas Judgm^t was formerly Obteyned by Co^{ll} *Corbyn* and L^t Co^{ll} *Potter* against *Letitia Barber* Widdow and Adm^{trix} of *John Barber* deceased (now Wife to M^r *David Newell*) for above Twenty Thoufand pound To^{bb} & Cask out of *Barbers* estate & that M^r *Newell* in Court denieth to have had any Part of the estate of the Said *Barber* wth his Wife. This Court doth order that L^t Co^{ll} *Jordan* & Cap^t *ffra: Kirkman* do Examine the Acc^{ts} of the said M^{rs} *Newell* as the Adm^{trix} of *Barber* and what hath been really and Justly paid thereout and to Report to this Court by the Next Court

*Corbyn & Potter
vs Weekes*

Whereas Co^{ll} *Hen: Corbyn* and L^t Co^{ll} *Cutbert Potter* obteyned Judgment ag^t *Rob^t* for Tenn Thoufand four hundred pound to^{bb} & Cask and have not Received any Satisfacon, It is ordered that L^t Co^{ll} *Jordan* & Cap^t *ffra: Kirkman* do Examine & find out the best they Can Whate estate the said *Weekes* hath and Report the Same to the next Gen^{ll} Court

Lewis vs Lee

Whereas there hath been a Difference Betweene M^r *Rich Lee* and M^r *John Lewis* about A Tract of Land in *Glouster* County Vnto Part whereof both pretend a right, the Court doth now order that there be a Jury of the Neighbourhood empannelled and that a Survey

Survey of the Said Land be Truly and justly Laid out, they to begin at the head branch of *Proropotanke* Swamp and that the Jury pceed According to the Words & bounds of the Pattent and to Allow M^r *Lee* ten Acres in the Hundred of what shall bee found within the bounds of his Pattent being for five hundred Acres formerly Pattented by his father Co^{ll} *Rich Lee* Deēd, and to Report thereof to this Court that amend may be putt to the said Difference; Co^{ll} *Pate* to Sware the Jury and Cap^t *Beverley* & M^r *Geo: Morris* to bee Surveyors.

The 5th October 1672

p^{se}nt

THE RIGHT HON^{BLE} S^R W^M *BERKELEY* Kn^t Governo^r S^r *Hen: Chicheley*
Tho: Ludwell Secr *Edward Digges* Co^{ll} *Bacon* Co^{ll} *Corbyn* L^t Co^{ll} *Parke* Co^{ll}
Pate *Tho Ballard* Esq^{rs}

Coll Pate vs
Smith

In the Difference Between Co^{ll} *Jn^o Pate* and M^r *Laurence Smyth* about A tract of Land of Three hundred Acres in *Glouster* County Belonging to the Orphans of *Rob^t Tolliford*, this Court doth Order by Consent of p^{ties} that Cap^t *Rob^t Beverley*, and M^r *Geo: Morris* doe Survey the Said Land, and that they Consider of the bounds in that Pattent Menconed and to lay it out, equitably for both p^{ties} which their Said Survey declared shall finally end the Dispute, and to make their Survey by the 24th day of this Instant October

Drommond p
Edlowes Land

Whereas M^r W^m *Drommond* hath a p^{cell} of waste land Granted him in Nov^{ber} 1668 which lyeth betweene two p^{cells} of Land belonging to the Orphan of Cap^t *Mathew Edlow*. wth Seven Hundred Acres yet hath not been Surveyed or Laid out, It is now Order^d that the head line at the Mile end be laid out p^{ar}rell to the River of the Twelve Hundred Acres that M^r *Drommond* May have his p^{por}cion of Waste Land distinguished, this to be done in Six monthes time, and that Co^{ll} *Rob^t Wynn* & M^r *Tho: Bowler* may be p^{se}nt at the Survey, which if it be not Surveyed in that time M^r *Drommond* is to have Liberty to lay out the head of the said *Edlowes* Plantacon and Survey the other Seven hundred Acres

Potter vs Madera

Whereas it Appeareth that Since the Death of *Domingo Maderas* no p^{sons} taken Adminiftracon, and that Co^{ll} *Potter* Peticoning for Debts Owing him by the Said *Madera* and Cannott Lawfully . . . himfelfe Vnlefs Adminiftracon had been taken It is Vpon M^r *Coles* Motion Attorney of the said Co^{ll} *Potter*, Order^d that Co^{ll} *Potter* have Adminiftracon of *Maderas* Eftate Granted to him.

Potter vs
Johnson

The Matter in difference Betweene Co^{ll} *Cutbert Potter* and M^r *James Johnson* is Referred to the 4th Day of the Next Gen^l Court, Co^{ll} *Potter* is then to bring in a deed of *Domingo Madera*

Ballard vs Vaulx

The Matter in difference betweene *Thomas Ballard* Esq and M^r *James Vaulx* Concerning Acco^{ts} due by M^{rs} *Vaulx* his late Mother to be ftated from wthin five yeares before the said M^{rs} *Vaulx* her death. and Co^{ll} *Corbyn* & Co^{ll} *Pate* are by this Court desired And Authorized to State the Accompts and Report how they find the same as to Ballance.

Yearly vs
Smyth

Vpon an Appeale from *Northampton* Court by M^r *Argall* *Yardly*, p^{te}nding that W^m *Smith* doth Vnduly Introode Vpon p^{rt} of his Land, It is by this Court Referred to A Jury & Two Surveyors M^r *Jn^o Culpeper* to be one who are to lay out the said Land

Land in Question and give Mr *Smith* his due bounds of his Pattent and that all Witneffes and depositions are to be pduced, to the said Jury and Surveyors

Mozingos ord^r
for freedom

Whereas it Appeareth by Divers Witneffes that had been Sworne and Examined that *Edward Mozingo* a Negro man had been and was an apprentice by Indenture to Co^{ll} *Jn^o Walker* and that by Computation his terme of Servitude for Twenty Eight yeares is now Expired, The Court after a full heareing of the Matter In difference Betweene the Said *Edw: Mozingo* and Doctor *Stone* who married Co^{ll} *Walkers* Widdow, It is Adjudged by this Court that the said *Edw: Mozingo* be and Remayne free to all Intents and purpofes by order of This Court

The 7th October 1672

present

THE RIGHT HON^{BLE} SR WM BERKELEY Sr Hen: Chicheley Tho: Ludwell
Secr Edward Diggs Major Gen^{ll} Wood Co^{ll} Beale Tho: Ballard Jn^o Pate Esq^{rs}

Newell Hayward

Mr *David Newell* being taken Vpon Execution for a debt of Seven Thoufand four hundred Eighty Six pounds To^{bb} and Caske, and Petiçoning to this Mr *Newell* alleadging th^t of this debt is Satisfied, Orderd that Mr *Newell* putting in Security to the Sherriffe to Appere at Next Court and to Abide the Order thereof, the Execucon to be taken off

*Beverley &
Elliot* p Land

Orderd that Cap^t *Rob^t Beverly* and *Anthony Elliot* Junio^r do Pattent Eight hundred Acres of Land in *Lancaster* County on the South Side of *Rappahanock* River formerly granted to L^t Co^{ll} *Anthony Elliot* and by him deferted. they Entring Rights According to Law

Beverley p Land

Ordered that Cap^t *Rob^t Beverly* have Liberty to Pattent 2 pceles of Land in *Glouster* County neere the Eaftermost branch formerly Pattented to Co^{ll} *Tho . . .* & for want of seating deferted they the said *Beverly* and *Elliot* Entring Rights According to Law

Beverley p
Land

Orderd that Cap^t *Rob^t Beverly* do pattent four hundred & fifty Acres of Land in *Glouster* County to Mr *Rich Lee* & deferted for want of Seating he Entring Rights

*Ballard vs
Abrahall*

Whereas the Hon^{ble} *Tho: Ballard* Obtayned Judgm^t of this Court Against *Ambrose Clare* for a debt of Tenn pounds *Sterling* & Twelve hundred pounds of to^{bb} and Caske and after Vpon the Said Judgm^t Execucon issued againft the said *Clare* his body directed to Major *Jn^o Wyatt* the high Sherriffe of *New Kent*, who Suffered the said Prisoner to go and Large, and did not deliver him to Co^{ll} *Rob^t Abrahall* this present Sheriffe to the Great dammage of the said Mr *Ballard* and for as much as the Said *Wyatt* was arrefted to this Court and not appeareing Accordingly This Court doth Ord^r that Judgment be granted againft Co^{ll} *Rob^t Abrahall* Sherriffe of *New Kent* for payment of the said Debt of Tenn pound *Sterl* and Twelve hundred pound of To^{bb} & Caske together wth one yeares Intrest and all cofts Sute

West p Land

Whereas a Tract of Land being . . . in the Vpper p^t of *Northampton* County formerly Pattented by *John Hyman* in Nob^r 1660 and Not As yett Seated Vpon the Petiçon of Cap^t *Jn^o West* desired to Pattent the same, this Court doth Order him to Pattent the Land he Entring According to Law

The Court adjorned to the Seaventh of Nob^r 1672

At A Gen^l Court holden at *James Citty* the 7th November 1672

[present]

THE GOVERNO^r *Tho: Ludwell Secr Edwd Diggs Co^{ll} Bacon Esq^r*

The Court Entred

8th November 1672

[present]

THE GOVERNO^r *Tho: Ludwell Secr Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^r*

M^r Pate Ord^r
Admi^{co}n

Jn^o Pate esq^r dieing posselt of a Considerable estate in this Country and left a Widdow out of this Country--M^r *Tho: Pate* Brothers Sonne to the Said *Pate* decēd appeares and peti^{co}ns for Admiftra^{co}n on his faid Vnkles estate which is Accordingly granted him on the estate of the faid *John Pate* Esq^r Decd he the faid *Tho. Pate* forthwith Giveing Good and Sufficent Security to Save this Court harmelefs for Admiftra^{co}n and to deale wth the faid estate according to Law, And that a Juft and true Accompt of the faid estate may be Knowne: *It is Orderd* Co^{ll} *Kemp* L^t Co^{ll} *Ludwell*, major *Smith* and M^r *Rich Lee* or any three of them being Lawfully Sworne Inventory and Appraize all the faid Decedents estate on the 20th of *January* next which being done the Inventory and Appraizement be p^{re}sentd Vpon oth of the Admiftrato^rs the next gen^l Court to be Recorded, and in case the faid Widdow reli^{ct} of the faid *Jn^o Pate* esq^r decēd appeare in this Country in due time According to Act She is to have the Benefitt of Admiftra^{co}n

M^r *Baffetts*
Ord^r p^{er} her
p^{ro}aphenalia

Bridgett Baffet Reli^{ct} of her late Husband Cap^t *W^m Baffett* decēd appeares in Court and Relinquifhes the laft will & Testamēt of her Said Husband and Vpon her Reasonable Peti^{co}n *it is Ordered* she have allowed her as her p^{ro}aphenalia besides her Jewells & wareing Apparrell her bed and and Chamber furniture to the Value of Twenty pound *Sterling* or the Value of Twenty pound in goods in lieu thereof and *it is Orderd* for the full Setling the thirds and estate of the faid *Baffett* that Co^{ll} *Gouge* M^r *Littlepage* M^r *Ouftin* & M^r *Hall* being Lawfully Sworne are at Some Convenient time by them to be Appointed on or before the 10th Day of *Decembr* next to Inventory and Appraize all the faid *Baffetts* estate Reall and p^{er}fonall and Devide the same in three Equall p^{or}ts of which she is to have her choice as her due by Order of Affembly and the Rest to be Secured for whome it p^{ro}perly belongs by the Executo^r of the faid Will *and it is further Orderd* she be Guardian to her Child Sonne of the faid *Baffett* decēd and have allowed her and Receive out of the *Baffetts* estate to be paid by the Executo^r for his Maintenance Tenn pound *Sterling* p^{ro} anum till the faid Child fhall be Tenn yeares of Age and from that time vpward to lawfull age Twenty pound p^{ro} Annum for his faid Maintenance.

White

White p Land

Ambrose White hath Order granted him to take vp and Pattent ffour hundred And fforty Acres of Land in *Accomack* formerly Granted to *Cornelious Watkinson* the 10th De^{br} 1664 and by him Deferted he entring Rights According to Custome No R:

*Peter and
Parker p Land*

Vpon Peti^{on} of *W^m Peter* and *Mary Parker* it is Order'd they Survey a p^{ar}cell of Land by them Lately purchafed in *Northampton* County and if any Surplus be found within the bounds by them purchafed they to have a Grant thereof they Entring Rights According to Custome No R:

*Jforson vs Sher^r
New Kent*

Judgment Granted *Cha: Jforson* againft the Sherriffe of *New Kent* County for what fhall be awarded next Court againft him for non Appeareance of Cap^t *W^m Claiborne* arrested but not Appeared in Cafe he cafe not *Claiborne* to Appeare next Court According to A^{ct}

Afternoone

Hone vs Potter

JUDGMENT granted Major *Hone* againft the estate of Cap^t *Jn^o Whitty* in the hands of Co^{ll} *Potter* for Seven pound Twelve fhilling & Two pence due by Juft Accompt Vnder hand of Cap^t *Jn^o Whitty*. It is therefore Order'd the faid *Potter* pay the fame to the faid *Hone* Vpon Demand

*Harrifon p
Land*

W^m Harrifon hath order Granted to pattent four hundred Seventy Two Acres of Land Lieing in *Charles Citty* County formerly Granted to *W^m Wilkins* and by him Deferted, Rights Entred wth the Peti^{on}.

*Ransom vs
Bledshaw*

In the Difference Betweene *James Ransom* plantiff and *Geo: Bledshaw* Defdant about a p^{ar}cell of Land of Nine hundred and fifty Acres in *Northumberland* County on the North Side of the Deuideing Creeke. It is Order'd that a Jury by the Sherriffe of the County be impannelled as neere as Can be to the faid Land, who are to Enquire whether that Land was Seated or Deferted by *Petter Ransom* ffather to the faid *James* within due time according to his Pattent and to returne their Report thereof vnder their hands to the 3^d Day of the Next Gen^l Court for Judgment

*Waddin vs
Howson*

Rob^t Howson arrested to laft Court at the fute of *James Wadding* and Vpon Gen^l Reference the Buftinefs amongft others referred to this Court where *Howson* Appeares not, It is therefore Ord'd the Sherriffe of that County Satisfie what this Court award the Next Gen^l Court in Cafe he then Cause not the faid *Howson* to Appeare wth Cofts

*Bryan vs
Taylor*

Tho: Taylor haveing illegally taken Vp a Young Mare belonging to *Cha: Bryan* who maryed the Reli^{ct} of *W^m Plumtree* de^{cd} It is therefore Order'd he forthwith Deliver the faid Mare with her Increase if any to the faid *Bryan* & pay all Cofts Sute

*Kirkman &
White p Land*

Jfra: Kirkman and *W^m White* hath ord^r granted to take Vp and Pattent Six hundred & five Acres of Land in *Surrey* County formly granted to *Ri^{ch} Awborne* & by him Deferted.

*Stevens & Peter
vs Taylor.*

W^m Stephens & *Peter Glenefter* order'd to be paid for their Attendance as Evidences Su^{pp}: by *Tho: Tho: Taylor* by the faid *Taylor* According to A^{ct} wth Cofts

Jordan

*Jordan vs
Newell*

That foe many as or shall be in Towne of the Comiçon^{rs} of *James Citty County* betwixt this and *Munday* are to meet and Examine the Buſines about a bond of *David Newell* or other Difference concerning Mr *Hunts* Eſtate and Make Report to this Court on *Munday* in the afternoone, Co^{ll} *Jordans* Motion

9th November 1672

[preſent]

THE GOVERNO^r *Tho: Ludwell* Secr *Edw: Diggs* Co^{ll} *Bacon* Co^{ll} *Parke* Tho: *Ballard* Eſq^{rs}

*Canty vs
Bryan*

Charles Bryan orderd to pay W^m *Canty* Charges and Coſts according to Act being Summ'd to the laſt and this Court in the Difference Betweene him the ſaid *Bryan* & *Tho: Taylor* about a mare

Carvers ord^r p
Good behavior

Mr W^m *Carver* of *Eliz: River* laſt Court accused of Stabbing & Killing a Man, and by a Jury acquitted, goes home & has Since Comitted Miſdemenor^s and great offers of Abuses amongſt his Neighbours who complains thereof by a Petiçon vnder many of their hands & by Informaçon of Major Gen^{ll} *Rich Bennett* Eſq^r. It is therefore Order'd that the Sheriffe of the County of *Lower Norfolk* forthwith take the ſaid *Carver* into his Safe Cuſtody & him ſoe to Detaine Vntill he give good able Security for his good behavior to All his Ma^{ties} Subjects, And it is Deſired by this Court that the ſaid Hono^{ble} Major gen^{ll} *Rich Bennett* Eſq^r will take care to ſee this order as aforeſaid truely executed

*Armeſtead vs
Seaton*

The Difference Betweene Jn^{rs} *Armeſtead* & *Geo: Seaton* about Land is Referred to the 3^d Day of the Next Gen^{ll} Court, *Seaton* to have notice of this Order to Appeare

White p Land

Ambroſe White of *Accomack* Petiçons to have granted him order to Survey w^{ch} Land is Vntaken Vp bounded on the dividing Line of *Virginia* and *Maryland* betweene the Land Pattent on the Sea Side and bay Side which is accordingly granted him to be ſurveyd by by a Quallified Surveyor and *White* to have a grant thereof by Pattent he Enttring Rights for the Same

*Wright vs
Wright*

In the Difference of Land betweene *James Wright* plaintiff and his Brother W^m *Wright* Defd^t, It is order'd the Said W^m *Wright* Quietly Enjoy the ſaid Land Sued for and given him by his ffathers will & that the ſaid *Ja: Wright* pay Coſts Sute

*Jennings vs
Smith*

In the Difference of an Appeale betweene *Rob^t Beverly* Attorney of Mr^s *Kathrine Jennings* Adm^x of Co^{ll} *Peter* Eſq^r Deçd & Mr^s *Mary Smith* vpon and from an Order of *Glouſter* Court of the 16th Ap^{ll} 1672 about goods Deliv^d and Reçd on both Sides in the ſaid Decedents life time & the ſaid *Smith* It is Order'd that that the ſaid Order of *Glouſter* Court be Confirmed and pceeded on According to the tenor thereof and that the ſaid Appealement Mr^s *Kathrine Jennings* pay Damage According to Act Vpon Appeales wth Coſts Sute one p^{ce} of Bodies p^t of the goods mençoned in the ſaid Order Judged by this Court A Guift by the ſaid Deced^t to the ſaid *Smith*

*Young vs
Jennings*

The Sute betweene Cap^t *Young* & Mr^s *Jennings* diſm^t

Potter

*Potter vs
Patridge*

Co^{ll} *Cutbert Potter* had Judgment in *Middlesex* County Court against *Samuel Patridge* for A Considerable Some of to^{bb} & Vpon Judgment tooke out execu^{cion} against the body of the said *Patridge* which was Served on him by M^r *Hen: Thucker* high Sherriffe of the said County and it now Appeareth y^t *Patridge* has not bene kept in Prisson but has bin at Large Contrary to Law, *It is Order'd* that the said *Thucker* Satisfie the said *Potter* his Said full Debt wth All Cofts

10th Nov^r 1672

[Present]

THE GOVERNO^r Tho: Ludwell Secr Edw: Diggs Co^{ll} Bacon Co^{ll} Beale L^t Co^{ll}
Parke Tho: Ballard Esq^r

West vs Marsh

Vpon the Reasonable peti^{cion} of L^t Co^{ll} Jn^o *West* Extr of Major *Croshaw* de^{cd}. *It is order'd* for the p^{er}serva^{cion} of the Orphans estate of the said *Croshaws* That the reli^{ct} of the said *Croshaw*, *Mary Marsh* appeare at next *Yorke* Court and give good and Sufft Security to that Court to pay the said Orphans estate at Lawfull age, and pay Two thirds of the said *Croshaws* Debts And in Case the said *Marsh* doe not appeare then that Court is to give the said *West* Possession of the said Orphans estate, and he to give Security and to Settle Two thirds of the said *Croshaws* Debts according to Law To this Order M^r Jn^o *Peaye* & L^t Co^{ll} *Coale* is Added to Examine and Audite the Accompts betweene them Concerned in the p^{er}misses and Report it to that Court and then to be Settled

*Boague vs
Whittaker*

Co^{ll} *Prichard Sand* Major *Carey* M^r *Harlow* and M^r *Harwood* appointed and order'd being lawfully Sworne before L^t Co^{ll} *Coale* are at Some time before X^{mas} next to examin audite and divide the estate and Accompts in Difference Betweene M^r *Rich: Whitticare* and W^m *Boague* Attorney of M^r *Gourganey* and in Case they Disagree and Cannott end the Difference according to Order of the last Gen^{ll} Court then Report the same to the Next Gen^{ll} Court for a determina^{cion} thereof M^r *Whitticer* to be Sworne in the p^{er}misses if Required both to Receipts and Accomp^{ts}

Boot vs Verhoofe

The Difference Vpon Appeale about a floope Betweene *Ann Boot* Widdow and *Cornelious Verhoofe* is Referred back to *Accomack* County Court who are carefully to Examine Evidences on both Sides and Pafs Judgment thereon for a Determina^{cion} in the Cause.

*Martin vs
Wright*

Whereas in the Difference Betweene *James Haley* Attorney of *Alexand^r Martin* and others Plantiffe against Jn^o *Wright* Attorney of M^r *Rich: Ellis* Executor of *Daniel fflower* deceased about a Certaine Some of To^{bb} claymed by the said *Martin* out of the estate of the *fflower* was order'd that noe more to^{bb} Should be sent home by the said *Wright* Vntill the said Difference weere ended, But the said *Wright* p^{er}tending that Certaine books and papers belonging to the said Cause are not Come to his hands, Soe that noe Determina^{cion} can be had therein itt is order'd with Consent of both the said Attorneys that the Said *Wright* shall p^{er}ceed and receive all the tobb^a he Can, And that he shall deliver a list thereof to the said *Haley* who if he please may View the To^{bb} after it is shipped and further, that the said *Wright* is firmly obliged by this order to

Configne

Configne and fend all the tobaccoes to Mr *Edward Bleeke* in *London* Marchant as an Indifferent Person, to the end that w^t the said *Martin* shall make appeare to be his due may be paid and Satisfied out of the tobaccoes in the hands of the said Mr *Bleeke*, in whose hands the p^{ce}eed of the tobaccoes is to remaine till further order of this Court

Adm^con Baugh

Administra^con is Granted *Jn^o Baugh* Vnckle to *Tho: Loyne* Orphane de^ced and for his the said *Baugh*s Due Administra^con Major *Hone* & Co^{ll} *Tho: Ligon* enter themselves Security as alsoe to Save this Court harmelefs

Haywood vs Newell

Judgment in the *March* Court Granted and Execu^con issued the 26th *September* last against the body of Mr *David Newell* at the sute of *Jn^o Hayward* for payment of Seven Thousand four hundred Eighty Six pound to^{bb} and Cask wth Cofts which execu^con was Suspended till this Court aleadging the Debt paid, but it not soe Appeareing it is orde^d that the said *Newell* be taken & Returned to Prison in the Sherriffs Custody of *James Citty* vpon that Execu^con, and that the said *Newell* pay *Hayward* Two hundred pound to^{bb} and Cask more then that Judgment for his Vtmost d[']lay

Mason vs Price .

In the Difference Betweene *fra: Mason* Plantiff and *Arthur Price* Defd^t about a Serv^t, It is orde^d that *Price* Keepe his Servant and *Mason* his to^{bb} and each p^{ty} bare his owne Charge.

11th Nov^r 1672

[p^{se}nt]

THE GOVERNO^r *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Esq^r

Pate vs Smith

The ffith of *October* last an order of this Court in the Difference of Three hundred Acres Land Betweene *John Pate* Esq^r & Mr *Laurence Smith* that Mr *Beverly* & Mr *Morris* Shold Survey that Land in Difference & that the Said Mr *Pate* dieing before the time Appointed for the Said Survey, It is now Orde^d vpon Peti^con of Mr *Tho: Pate* Administrator of the *Jn^o Pate* Esq^r de^cd that the said order be now renewed and Continued for Survey for a Longer time to be Survey^d betwixt this and Next Court

Outland vs Loyd

Edward Loyd Arrested *Eliz: Outland* to this Court y^e 4th Day & noe declara^con Entred It is therefore orde^d the said *Loyd* be Nonfuted & that *Loyd* pay damages according to Act wth Cofts

Revill vs Scarborough

In the Difference of Land Betweene *Edward Revill* & Mr *Edward Scarborough* in which an order passed in *March* Gen^{ll} Court last, It is orde^d that according to that order the Land in Difference title & bounds therefore be Enquired into by an able Jury of the Neighbourhood (Mr *Hugh Yeo* being none of them) who are to p^{se}nt their Report to the 3^d Day Next Gen^{ll} Court for Judgment.

Scarburgh vs Vild

The Difference betweene Major *Jno: Scarbrough* Attorney of *Rob^t Bullock* Plantiff and Mr *Daniel Wild* Defendant is Reffer^d to the 3^d Day of the Next Gen^{ll} Court

Haley vs Thorpe

The Difference Betweene *James Haley* Attorney of *Jn^o Clarke* Esq^r & Mr *Thorpe* and Mr *Pendexter* about a title of Eight hundred and ffity Acres of Land, It is orde^d that the Case be Stated by L^t Co^{ll} *Geo: Jordan* & L^t Co^{ll} *W^m Coale* for the Plantiffe and Defd^ts & Delivered to the Next Generall Court to be sent for *England*

Hixon

Hixon vs Reeves

The Difference Betweene *Tho: Hixon* Plantiffe & *Geo: Reave* Defendant is Referred to the 3^d Day of the Next Gen^l Court.

Scarburgh p
Land

Vpon Petiçon of M^r *Edmond Scarburgh*, it is orde^d he be Confirmed and have Granted him Three hundred & fifty Acres being found Vpon a Refurvey of his Land.

Afternoone.

Moore p
Escheate

I*T is orde^d that Eliz: Moore* on behalf and ffor the Vse of the Orphans of *James Andrews* have a Grant for the Escheating of A Tract of of Land, by the Said *James Andrews* Purchased of Cap^t *Adam Thorogood* in *Eliz: Citty County*

Vaffall vs Saffin

The Difference Betweene Co^l *Vaffall* Plantiff and Jn^o *Saffin* Defd^t in an Acçon of Deformaçon is Referred to A Jury

Booth p Land

Orde^d that *Rob^t Booth* Sonne and Heire of *Rob^t Booth* Deçd Pattent in his owne name One Thousand Acres of Land in *New Kent County* formerly Granted to and Seated by the said *Rob^t Booth* Deçd This Grant to p^riduce noe better Right if any hereafter Appeares.

Vaffell vs Saffin

The Jury Sworne but Vpon hearing the Cause at barr it is Referred till the Gen^l Court in October Next for farther p^rse in the Defamaçon Betweene Co^l *Vaffall* & Jn^o *Saffin*

13th November 1672

[p^rsent]

THE GOVERNO^r *Tho: Ludwell* Secr *Edw: Diggs* Co^l *Bacon* *Tho: Ballard* L^t Co^l *Beale*, Co^l *Parke* Esq^r

Beale vs Clarke

The Laft Court an order passed in the Difference of Land Betweene Co^l *Tho: Beale* and *Hen: Clarke* but Drawne imperfectly To Explaine which, *It is now orde^d that Clarke* Vpon Survey of the Land In difference p^rduce his Pattent for the Same, and the Surveyo^{rs} by the said Order Appointed to lay out his Quantety by Pattent and the Three Thousand Acres of Land now belonging to the Orphanes of *Moore ffantlaroy* according to their Grant or Pattent for the Same And what ever Surplus be found within the bounds of y^e Said Lands he the said *Beale* to have A Grant thereof entring Rights According to Custome the Surveyo^{rs} of their Surveying to be Returned to the Thir^d Day Next Gen^l Court

Jeffcote vs Sher^r
N: Kent

Major *Wyatt* Arrested to this Court by the Sheriffe of *New Kent County* at the Sute of *W^m Jeffcote*, and *W^m Wyatt* Not appeareing Judgment is granted *Jeffcote* Against the Sherriffe for fhall appeare due next Court the 3^d Day in case the said Sherriffe caufe not the Said *Wyatt* then to Appeare according to Act.

Awborne vs
Colby

Rob^t Colby Confesseth Judgment to *Richard Awborne* for Payment of Two Thousand & Sixty Seven pound To^{bb} and Caske with Cofts.

Lee vs Lewis

On the 4th October in laft Gen^l Court, an order past in the Difference of Land Betweene M^r *Rich: Lee*, and M^r *Jno: Lewis* wherein a Jury with Surveyo^{rs} were Appointed to lay out the Land in Difference and Returne their Report to this Court which Report is Now Returned, and it is orde^d that the said M^r *Lee* Quietly

Quietly hold and enjoy the five hundred & fifty Acres of Land Mençoned in the said Report to him and his heires and that the Coft and Damages in the pmisses be Referred to be awarded the 3^d Day Next Gen^l Court where the said *Lewis* is orde'd to Appeare the Report to be Recorded.

*Lee &
Armestead p
Land*

Major *Richard Lee* and Cap^t *Jⁿ Armestead* Enter themselves in Court Securitys for M^r *Tho: Pate* for his due Adminiftraçon Granted on his Vncle *Jⁿ Pate Esq^r* Deçd to Save this Court harmlefs & pforme the order for Adminiftraçon.

Saffin vs Vaffall

The Difference Vpon a Refference And Accompt betweene *Jⁿ Saffin* Plantiff & Co^l *Vaffall* Defendant it Referred to the Auditing & Examinaçon of Co^l *Parke Esq^r* & *Tho: Ballard Esq^r* who are Desired to Appoint Some Reasonable time to doe the and Report the same to the 3^d Day Next Gen^l Court for Judgment the Security given in *Rappahanock* Court for *Vaffalls* Appeareance to ftand and Remaine Securities to abide the Judgm^t

*Whites
Certificate*

Certificate Vpon oth is Granted *Ambrose White* to take Vp ffifteene hundred and fifty Acres of Land for Twenty Three psons Importaçon by name *W^m Jones Sara Turner Jane Sampson W^m White Ja: Smith Roger Smart Eliz: Nuttall Garret Townsend Hen: Patten Rob^t Russell Edward Smart Miles Williams Peter Prichard Griffin Ellis Sam: Adkins Rob^t Harrison ffra: Donby Eliz: Roberts Jane White Barnard Tanner Oliver Tomkins Jⁿ Webb Sarah Jones.*

Vaffall vs Saffin

Notwithftandin Yefterday a Refference in a Cause of Defamaçon Betweene Co^l *Vaffall* Plantiffe & *Jⁿ Saffin* Defendant, Vpon Reafons now shoven the Cause is Referred to the 3^d Day Next Gen^l Court.

Milles vs Carey

In the Difference Betweene *Jⁿ Miles* & *Hen: Carey* Vpon an Appeale about accompt of Money Chargd for Buffines doñe in *England* it is found that *Milles* is Chargd D^r to *Carey* Thirteene pound Three Shillings & Three pence out of w^{ch} *Miles* is allowed Tenn pound for his Charges & orde'd that he pay the Remander Three pound Three shillings & Three pence to *Carey* & each pty bare his Cofts Sute.

Place vs Stiith

In the Difference vpon a Refference of Cofts and Charges in a Long Depending Sute Betweene M^r *Rowland Place* Plantiffe and *Jⁿ Stiith* Defendant *It is orde'd* that the Accompt Drawne Vp by the said M^r *Place* in the Difference of Cofts and Charges together wth the Excepçons of the Defendant by Co^l *Wynn* & M^r *James Biffe* and in all p^ticulars enquire into the Reafons of the charges and Excepçons and Draw vp their Report of the same and p^{se}nt it to y^e Third day Next Gen^l Court for Judgment, all Judgments paft againft M^r *Place* for Charges in the said Sute to be Sufpended till the Next Gen^l Courts Determinaçon

The Court Adjorned to the Eleventh of *March 1672*

Test

Hen: Hartwell

Cl Con

At a Gen^l Court held at *James Citty* the Eleventh Day of
March 1672/3

Present

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell Secr Edw: Diggs Co^l Bacon*
Tho: Ballard Esq^r
The Court Entred

12th March

[Present]

SR W^m BERKELEY Kn^t Governo^r *Tho: Ludwell Secr Edw: Diggs Co^l Bacon Esq^r*

Vpon the Peti^{con} of the severa^l Inhabitants of *James Citty* County *It is order'd*, that all the marsh Land vnpatented in *James Citty* Island for ever hereafter be & remaine in Com^{on} for a Pasture to the vse of those that now or shall hereafter live in the said Island or Towne

Ransom vs
Blettfoe

It is order'd by Consent of the Plantiffe & Defendant *James Ransom* and *Geo: Blettfoe* that the Cause of last Court refferred to this be Continued and Refference to the Third Day of the next Gen^l Court in *September* to which Court the Juries Vird^t as by the that ord^d is to be returned for Judgm^t

fleming p Land

John fleming hath order Grtd to Pattent one Thousand Seven hundred acres of land in *New Kent* County on the North and South side of *Totopotomoys Creeke* form^{ly} Granted to M^r *Jn^o* *Page* by pattent in *Debr 1669* & by him Deserted

Smith p Land

Ordered that *Laurence Smith* have time allowed him (*Viz^t*) till Next Court to Survey and pattent 400 Acres of Swamp Land more or les^s not yet taken vp in *Abington* P^{ish} in *Gloster* County bounding on the land of *Jn^o Banister* and the Land taken vp by Co^l *Ludlow*, the Land of *Xpr Abbott* dec^d and along the High Land of M^r *Jones* he the said *Smith* entring Rights in the Secr office for the Same.

Langston p
Land

M^r *Jn^o Langston* hath order Granted to pattent one Thousand Six hundred Acres of Land in *New Kent* County formerly Granted to Major *Geo Lydall* and by him Deserted entring rights for the same . . . noe rights

Roger Greene vs
M^{rs} Bland

The Difference Depending Betweene *Roger Greene* p^t & M^{rs} *Anna Bland* Defd^t the Executrix of *Theo: Bland* Esq^r is Refferred to the third Day of the next Gen^l Court for Judgm^t

Afternoon

Present

SR W^m BERKELEY Kn^t Governo^r &c: *Tho: Ludwell Secr Edw: Diggs Co^l Bacon*
Coll Beale Tho: Ballard Esq^r

Coale vs White

James Coale Geo Distiard and *Dan^l White* became joyntly and Severally bound to *Joha: Newell* for paym^t of Eight Thousand Nine hundred fifty four pounds of sweet Sented Tobb & Caske
who

who faileing *Newell* Sues *Coale* and obtaines Judgm^t & vpon that Execu^{cō}, the said *Coale* now fues the said *White* to this Court and *White* appeares and Acknowledges his ~~part~~ of the Debt due to the Said *Newell* is & was two thoufand five hundred Ninety five pound yett vnpaid, *Judgm^t is therefore Granted* the said *Coale* againft the said *White* for p^{re}sent paym^t of the said Some of Two Thoufand five hundred ninety five pounds quallified according to the Said bond wth Cofts Sute *als* ex but in Cafe *White* pays the E^xtrs of *Newell* the said Some forthwith & p^{ro}duces A fufficient Difcharge to *Coale* for the fame then to be acquitted of this Judgm^t.

fleming p Land

Jn^o fleming hath order Granted to pattent ffour hundred Acres of Land in *New Kent* County formerly Granted to *Mofes Davis* & by him Deferted, noe rights

Beverly p Land

M^r *Robert Beverly* purchafed of *W^m Elliot* a tra^{ct} of Land in *Glofter* County and fupofeing[?] a Surplus of Acres within the bounds purchafed and fome Waft Land adjoyning to the said Land, vpon his Peti^{cō}n *It is orderd* he Survey the said Land purchafed as aforefaid and if any Surplus be whitin the bounds or waft Land Land adjoyning to the said bounds *Beverly* to have A grant thereof Entring rights According to Cuftome.

Thorogood vs
Hayes

The Difference Betweene L^t Co^{ll} *Adam Thorogood* P^lc & *Owen Hayes* Defd^t brought in Court & *Hayes* Denies a Deed vpon w^{ch} *Thorogood* now Sues, and the Evidence not being here, *It is orde^d* the Caufe be Referred to the Next Court of *Lower Norfolk* where The said p^lc & Defd^t & Witneffes Inhabit and there Judgm^t to paffe according to the merits of the Caufe.

Burne & ffraizer
vs Inge

James Burne & *Jn^o ffraizer* fues *Vincent Inge* to this Court vpon a bond for paym^t of a Serv^t and 3^{ll} pounds in goods According to the said bound & *Inge* not appring *Ifaac Watson* is returned Security, *It is therefore ordered* *Watson* Caufe *Inge* to Appear the 3^d Day Day next Gen^{ll} Court according to Act. or els Judgment to paffe Againft him for the said Debt with Damages & Cofts of Sute *als* ex.

Stubbins p Land

James Stubbins hath order to take Survey and pattent the waft Land vnpatented lyeing in *Glofter* County Betweene the Lands of *Rich: Dudley* & *Geo: Haynes* entring Rights According to Cuftome

ongman vs
ones & Lewis

The Difference Betweene *Rich: Longman* Attorney of Cap^t *ffoster* p^lc and *W^m Jones* & *Christopher Lewis* Attorney of *John Goffe* Defed^t about a Debt due frome *Goffe* to *ffoster* of Thirty pound *Ster^l* by bond, is referred to the 3^d Day next Court for Judgm^t

The 13th March 1672

p^{re}sent

5 R W^m BERKELEY Kn^t Governo^r &c Tho Ludwell Secr Edward Diggs Co^{ll} Bacon
Coll Beale Tho: Ballard Esq^{rs}

role vs Minge

The Difference Betweene *Ralph Poole* & *James Minge* referred 3^d Day next Gen^{ll} Court by Consent to be tryed.

oyd vs Key

The Difference Betweene *Owen Loyd* p^lc and *Ja: Key* Defd^t Referred to the Next Court held for *Rappahanock* who are to Examin the Bu^{si}nefs and Give Juddm^t as alfoe about the Wetneffes not now Sumond to be p^{ro}ceeded Againft According to Act.

Hall

Hall his ord^r

Rob^t Hall hath his Petition Granted him for bringing in a mare out of *Maryland* and that y^e A^ct about importing horses & mares to be putt to the Next Affembles Considera^on

Beale vs. Kirke

Co^{ll} *Tho: Beale* Esq^r tooke out A writ Directed to y^e Sherriffe of *Westmoreland* for the Arresting *Randall Kirke* & the write not being returned by the Sherriffe in Due time, *It is ordered* the sherriffe be fined According to A^ct except he shew reason to the Contrary the 3^d Day N^{ext} Court

*Garway vs
Radford*

The Difference about *As of Land* Betweene *Ja: Garway* Guardian to *W^m Ann & Beale: Garrett* orp^{ts} pl^t & *ffra: Radford* Defd^t was Referr^d to A Jury which Jury wth Two Surveyo^{rs} vnder all their hands returne their Verdict which after Dispute is Confirmed according to the Virdict as the Land is by them bound^d and Survey^d and *Garway* to pay Cofts Sute

From which Judgment M^r *Blayton* Attorney of *Garway* ap^ples to the Next Assembly. *It is Therefore order'd* he put in Security According to A^ct forthwith.

*Johnson vs
Jennings Esq^r*

Judgment is Gr^{td} M^r *Rich: Johnson* against the estate of Co^{ll} *Peter Jennings* Esq^r decd for payment of Twenty Six pound Tenn shilling & one penny *Sterling* found Justly due.

*Bates vs
Markam*

Ann Batts ord^r to be paid Charges According to A^ct for dayes by *Markam* who Sumd her in the sute Betweene him & *Arthur Price*

*ffitzherbet vs
Alexand^r*

A Reference Betweene *Jn^o ffitchherbet* p^{lt} & Cap^t *Jn^o Alexander* Defd^t about Land Referred to the third Day Next Gen^{ll} Court in September.

Beverly vs Beale

Judgment is Granted M^r *Robert Beverly* against *Thomas Beale* Esq^r Security for *Johna: Newell* decd for payment of One hundred & Twelve^{ll} Seven shilling & Six pence *sterl* with Cofts Sute *als ex*

Beale vs Newell

L^t Co^{ll} *W^m Coale* by Attorneyhipp & order of *Eliz: Newell* Widdow and Admⁿtrix of *Johna Newell* Decd Confesseth Judgment to Co^{ll} *Tho: Beale* Esq^r for payment of One hundred Twelve pound Seven shillings & Six pence *sterl* wth Cofts sute being for soe much . . . by M^r *Rob^t Beverly* against the said *Beale* as Security for the said *Johna Newell* Decd

Afternoone

present

SR W^M *BERKELEY* Kn^t Governo^r &c: *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Bacon* *Tho: Ballard* Esq^{rs}

*Lightfoot vs
Reeves*

The Difference Betweene M^r *Phi^{ll} Lightfoot* p^{lt} & *Geo: Reeves* Defd^t Referred to the 3^d Day Next Gen^{ll} Court

Bullocke vs Wild

The Difference Cap^t *Jn^o Scarbrough* Attorney of *Rob^t Bullock* p^{lt} & M^r *Wild* Defendant about Land referred to the 3^d Day Next Gen^{ll} Court & that in the meane time a Jury be Impanelld by the Sherriffe of *Warwick* County who are to goe on the Land in difference and Enquire whether the Land Claymed by *Bullocke* of the said *Wild* formerly by Cap^t *Walker* Sold to *Stephens*, be *Bullocks* Land or not, and if they find it to be soe, to Value the said *Stephens* & *Wilds* Building & Cleareing according to A^ct, on the said Land And to Returne the report thereof to the 3^d Day of Next Gen^{ll} Court for Judgm^t. The Jury to be of the neereft Ancient Inhabitants to the said Land & to be Sworne.

Beale

Beale vs Loyd

The Report and survey of the Land in Difference Betweene Co^{ll} *Beale* and *Loyd* for *fflantelarys* orp^a ord^r Returned to this Court and *Loyd* Apps not *It is therefore order'd* that in Case *Loyd* Appeare not the 3^d Day Next Gen^{ll} Court to shew Reasons to the Contrary the said *Beale* is to have a Pattent for f^a L^a found according to last Courts order & Survey now returnd and Pay Cofts sute, Co^{ll} *Beale* to give Lawfull Notice of this order to *Loyd*.

Marble vs Wyatt

M^r *Tho: Blayton* Attorney & on the behalfe of *Nicholas Wyatt* Confesseth Judgment to *Geo: Marable* for payment of Two Thousand pound of Tobacco and Caske in *Charles Citty* County wth Cofts sute *als ex*

Lee vs Bowler

Whereas M^r *Geo: Lee* of *London* Marchant imployd *John Bowler* as his ffactor in *Virg^a* for Severall yeares in Disposall of Selling & buying of Good and Servants about Two yeares since *Bowler* goes for *England* and in returning to *Virg^a* dyes at Sea; *Mary Bowler* the mother of the said *Jn^o Bowler* decēd in *England* getts Admcon on all and singular the estate of her said sonne *Jn^o Bowler* Decēd, and makes M^r *Daniell Wild* of *Yorke* County her Attorney, in and about her said sonne *Bowlers* estate in *Virg^a*. And Whereas the said *Geo: Lee* sues the said *Daniell Wild* as Attorney aforesaid & sayes there is Eight hundred pounds *Sterling* Due from the said *Bowler* for Goods Disposd of by the Said *Bowler* dureing his ffactorshipp, of which and of his ffacorage the said *Lee* has had noe Just Accompt, and whereas the said *Wild* has Disposd of some of the Goods or estate of the said *Bowlers* now Vrged to be for to^{bb}: and other some remains still in his hands. *It is order'd* that the cause be Reffer'd for *England* where the said *Lee* & Admtrix Are, And that the To^{bb} Recēd by M^r *Wild* on *Bowlers* Accompt be shipped for *England* And Consigned to Cap^t *Phi^{ll} ffofter* And their foe still to Remaine till the said Admtrix & *Lee* Agrees who shall have them or some order of Law there paste for them. And further order'd that the said *Dan^{ll} Wild* Render a true & pfect Accompt vpon oth of what estate he had or Received from the said *Bowler* at his Goeing out of the Cuntry what he the said *Wild* has Disposd of & what remains in his hands, And that which shall be found vpon his oth left in his hands besides The to^{bb}, to be shipped as aforesaid foe to Remaine till ord^r of Law out of *England* & then M^r *Wild* to Deliver them Vpp to whom they shall be found to belong he the said M^r *Wild* to be paid The Vsual Sallary for Keepeing and felling and shipping the Goods aforesaid, & other Just Charges, the pty that recovers in *England* to run the Adveñtur of the To^{bb}s shipped. And it is further order'd for the Better opening and Discovering the Dealeing & Tradeing of *Bowler* for *Lee* as aforesaid that all bookes of the said *Bowlers* ffacorage and Dealeing Since he first came to *Virg^a* (if all such bookes are in *Wilds* Hands or foe many as are) be Truely Coppied out as they stand stated by *Bowler* & Sent for *England* and that *Clarke* as Attorney aforesaid if he desires it be p^sent at the Drawing out true Coppies, & have a Copy Thereof.

Baugh vs Jordan

The Depending Betweene *John Baugh* Admstrator of the estate of *Tho: Lyne* Decēd & L^t Co^{ll} *Jordane* Executo^r of *Tho: Hunt* decēd about the said *Loynes* estate, is refferred to the Next County Court of *James Citty*

Co^{ll}

Co^{ll} Swann
M^r Ballard a^{pp}
to Audite

Co^{ll} Tho Swann Esq^r in the Place of Co^{ll} Parke now Sick,
appointed with Tho: Ballard Esq^r to Audite and Draw vp the
Acco^{ts} in Difference Betweene Jn^o Saffin & Co^{ll} Vaffall & Report
it to this Court.

The 14th Day March 1672

p^{sent}

SR W^m BERKELEY Kn^t Governo^r &c Tho Ludwell Secr Edward Diggs Co^{ll} Bacon
Co^{ll} Swann Esq^r

Hixon vs Reeves

In the Difference of Land & fforceably Entry alleag^d by Tho:
Hixon against *Geo: Reeves*. It is orde^d that an able Jury be
impanelled by the Sherriffe of *Middlesex* County & Sworne who
are to goe in Difference Claymed by *Hixon* & Claymed by *Reeves*
& Examine and inquire to whome the Said Land in Difference
Belongs, as alsoe into the p^{se} of fforceable Entry & to Examine
all the Matters in Difference and to Draw Vpp Their Report in
Writeing and to p^{sent} to the next County Court for *Middlesex*
where the P^t & Defd^t are orde^d to be & the Cause to be Deter-
mined. The Jury to Consider The Building & Cleareing on y^e
Land, if found not *Reeves*

Whitehead p
Land

Rich: Whitehead hath order granted to Pattent Eight hundred
& Twelve Acres of Land in the fireshes of *Rappahanock* River in
the yeare 1666 granted to Tho: *Hawkins* and by him Deferted

M^r Ballard vs
Wyatt

Major W^m Wyatt Confesseth Judgment to Tho: Ballard Esq^r
for paym^t of Tenn pounds *Sterl* and Twelve hundred pounds of
To^{bb} & Caske wth One yeares intrest & Cofts Sute als ex. The order
obtained for Wyatts non appeareance against Co^{ll} *Abrall* taken off.

Newell vs
Roberts

W^m Roberts Confesseth Judgment to Eliz: *Newell* Adm^r of her
late Husband *Johna: Newell* Deçed for payment of Thirty Two
Thousand Two hundred Sixty five pounds of To^{bb} sound mar-
chantable & Caske wth Cofts

Wyatt vs
Jeffcoate

W^m Jeffcoate is found to have noe Cause of Accon against Major
W^m Wyatt. It is therefore orde^d the Sute be Difmift with Cofts

Afternoone

p^{sent}

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Secr Edward Diggs Co^{ll} Swann
Co^{ll} Bacon Co^{ll} Beale Tho: Beale Esq^r

Page vs Newell

The Judgment M^r Jn^o Page Otained against the estate of *Johna:*
Newell Deçed for fiorty Two pound Tenn shilling at *Yorke* Court
is Confirmed & Co^{ll} Beale Esq^r Doth ingage to pay the said Some in
Debr Next by Good bills of Exchange wth Cofts Sute the Which
M^r Page Accepts.

Harris vs Co^{ll}
Swann

M^r John Page and Cap^t Lightfoot appointed to Examine and
Audite the Accompts in Difference Betweene *James Harris*
Attorney of *Bristoll* & Co^{ll} Tho: Swann esq^r executo^r
Jn^o Grove Deçd & Report the fame in Writeing to Morrow to this
Court

Saffin

* This is evidently an error on the part of the clerk. It should be Ballard.

Saffin vs Vaffall

The Hon^{ble} Co^{ll} *Tho: Swann & Tho: Ballard Esq^{rs}* report in Writing How they find the Accompt^{ts} Stand Vnder their Hands Dated this Day Betweene *Jn^o Saffin & Co^{ll} Vaffall*, Which report or Writeing is Confirmed and orde^d to be record^d, And the said *Saffin & Vaffall* orde^d to fullfill and p^rforme the same According to the tenor thereof and that each p^rty beare his Charges in the sute

Baugh vs Jordan

Jn^o Baugh As Admto^r to *Tho Loyne* Deçed Claymes some Land of *Loynes* formerly Granted & Escheated by *Julian Allan* deçed Now in possession of *Hubert* and *Jn^o ffarrell* sonnes to the said *Julian* deçed to the Third Day Next *September* Court

Crowder Dennett vs Baugh

Tho: Crowder & Rob^t Dennett Clayme to *Loyns* Land Referred to the 3^d Day the Next *Septēr* Gen^{ll} Court

The 15th March 1672/3

p^rsent

SR W^m *BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Spencer* Co^{ll} *Beale* Esq^{rs}

Sentence of Death vpon Thomas

Rich: Thomas Indited & Tryed for his life for murdering one *Edward Morrice* Yesterday the Grand Jury brought in their Virdent *Billa Vera* and then a Jury of Life and Death was Impanalled according to Law who now bring in their vird^t Guilty, Vpon which virdeçt Sentence of Death passèd against the said *Rich: Thomas* to be hanged by the Neck till hee be Dead *Tuesday* Next

Sentence vpon Blades

Mary Blades indited and tryed for her life for stabbing to Death one *Phillip Lettice*, Yesterday the Grand Jury brought in their Virdict *Billa Vera* and then a Jury of life and Death was impannelled who now brings in there Virdict Guilty Vpon which Verdent sentence of death passèd against the said *Mary Blades* to be hanged by the necke till she be Dead on *Tuesday* Next. But Vpon Consideraçon the Execuçon of this Death on *Mary Blades* suspended till Next Court

Major p^r Land

W^m *Major* hath order Granted him to take vp and Pattent w^t waft Land vnpatented and adjoyning to his Land & to have a Grant thereof Enttring Rights According to Custome

Whitticar p^r Land

W^m *Whiticar* hath Order Granted to Take vp and Pattent what what waft Land he can Lawfully find vnpatented betweene the bounds of *Rob^t Harris* and W^m *Buckes* being p^rt in *James* County & p^rt in *Yorke* County. He the said *Whittacar* Enttring Rights for the same

Weldon vs Wood

The Difference Betweene *Samuel Weldon* P^{te} and *Eliz: Wood* Defd^t about a Horfe is referred to the 3^d Day Next Gen^{ll} Court, Where it orde^d that *Tho: Baker* who has the Horfe in Custody Appeare and bring the horfe to be Vie^d at Towne as alsoe to Testifie his Knowledge in the Difference and that *Hen: ffisher* one of the Witneffes appeare to give in Evidence alsoe

Parton p^r Land

The Petiçon of *Timothy Parton* about the Escheate of one Thousand Acres of Land formerly granted to *John Broach* by Pattent is Referred to the 4th Day Next Gen^{ll} Court, Co^{ll} *Daniell Parke* Esq^r & M^r *Bryan Smith* to have Lawfull Notice to be then p^rsent

The

The 17th March 1672/3

present

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Secr Co^{ll} Tho: Swann Co^{ll}
 Nathaniel Bacon Co^{ll} Spencer Tho: Ballard Esq^r

Lee vs Lewis

The last Gen^{ll} Court a Juries Verdict was presented in the Difference of the Bounds of Land Betweene M^r Lee and M^r Jⁿ Lewis which Verdict was Confirmed by order of Last Court but the Cost and Damages referred to be awarded this Court where the said Lee and Lewis Appearing the Cause was againe renewed and Discourfed and the Said Verdict againe Confirmed And for matter of Cofts and Damages *It is order'd* the Cofts and Damages of the whole sute be Equally pay^d Betweene them

fleming p
 Land

Jⁿ *fleming* had order at the Beginning of this Court for seven-teene hundred Acres of Land formerly Granted to M^r Jⁿ Page in New Kent County and by him alleadged to be Deserted, This Day the said John Page appeares and alleadges the last winter he Agreed with A Carpenter to build a House on the said Land and further presuming that Persons that take vp frontier Plantacons (as this is) had 7 yeares time granted to Seate the same, and Peticoning to this Court that *flemings* order might be Void, *It is therefore order'd* that *flemings* order as afore granted be suspended till the Third Day Next Gen^{ll} Court where *fleming* is to Appeare and then it is to be Determined who . . . M^r Page giving Lawfull notice . . . to *fleming* . . . he may Appeare

Dale vs Blackey

The Difference about Hogg stealing Betweene Cornelious Dale & M^r W^m Blackey is referred to Next Assembly.

Wormely Morris

David Morris Servant to L^t Co^{ll} Christopher Wormely for Scandalus false and Abusive Language against his Master, *It is order'd* that he have fourth 39 Lashes publicly And well laid on in James Citty And that he appeare at Middlesex County Court Next and their openly vpn his knees in the said Court & Aske forgiveness which being Done is to take of any further punishment allotted him by Middlesex Court about Hogg stealing & *it is further order'd* that the said Morris serve his said Master Accordg to Act for his Absence or running away, and alsoe to satisfie all all Cofts & charges of sute by Service

Butler reff:

Amory Butler an order on the Back of his Peticon about Catbegs estate referred to the 3^d Day Next Gen^{ll} Court

Saffin vs Vassall

Vpon Peticon of M^{rs} Ann Vassall *It is order'd* she have Liberty to pay within Twelve months what is found due and Awarded by the Hon^{ble} Co^{ll} Tho: Swann & Tho: Ballard Esq^r in the said Vassall & Saffin Case, she forthwith Giving good Security, M^r Saffin present at this order.

Wynn vs Bowler

Judgment is Granted Co^{ll} Robert Wynn as Guardian to Edloe against M^r Thomas Bowler for payment of A Man Servant according to Specialty wth Cofts sute *als ex*

Bisse vs Jordane

The Difference Betweene James Bisse P^{lt} and Robert Jordane Defd^r referred to the 3^d Day Next Gen^{ll} Court vpon the reasonable motion of Co^{ll} W^m Coale Attorney of the said Jordane.

Burnham vs
Bently

The Difference Vpon an Appeale to this Court from Middlesex County Court, Betweene M^r John Burnham the Appealeant and Mathew Bently on the behalfe of the orphants of Tho: Willis decd

decd about a Mare. *It is orde'd* that the whole Cause be Referred back to the Next *Middlesex* Court, and in the meane time the sherriffe of that County impannelled an able Jury of the reputed ablest Honeft men who being fworne . . . thoroughly and fully to enquire into the right of the Mare & increafe in Difference & Report the fame in Writeing to the faid Next *Middlesex* Court, and there the caufe to Be Determined

Inven: *Pate*

Tho: Pate Adminiftrator of *Tho: Pate* efq^r Decd in Court vpon oth p^{ts}ents an Inventory of the faid Decedents eftate Amounting to Twelve hundred Twenty one pounds Twelve fhillings and Eleven pence *fterling* and the Cropp of To^{bb} Twenty Three Thoufand feven hundred & fourteene pounds of To^{bb} which Inventory is orde'd to be Recor^dd

The 18th March 1672/3

p^{ts}ent

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Se^cr Major Gen^l *Bennett* Co^{ll} *Bacon* Co^{ll} *Spencer* *Tho: Ballard* Efq^{rs}

Tho: Ludwell
Efq^r vs *Woodard*

Whereas in November Court 1671 *Tho: Ludwell* Efq^r had order againft againft the eftate of *Rich Woodard* of *Bristol* Decd for fifteene hoggheads of To^{bb} contayning five Thoufand feven hundred Twenty Eight pounds of To^{bo} & Caske but noe Execu^{co}n to Ifh^{ue} orde'd then to Ifh^{ue} till this Court wherby W^m *May* Attorney of the faid *Woodard* might have time to enq^r about the faid Debt from *Bristol*, And Now the faid *Tho: Ludwell* Efq^r Peti^{co}ning for Renewall of the faid order & Execu^{co}n againft the faid *Woodards* eftate in the Hands of M^r *Nich: Merywether* the Execu^{co}r of W^m *May* Decd as Attorney Aforesaid, *It is now orde'd* that the To^{bb} bee paid by M^r *Merywether* out of *Woodards* eftate, the Next Cropp in Cafe their be noe Reafons to the Contrary fhow^d the 3^d Day of the Next Gen^l Court in *September* or *November*

Gwyn vs
Throgmorton

M^r *Jn^o Gwyn* Minister, At A Court held at *Glofter* 23^d *De^{br}* 1672 had order to have allowed him Six Tithables & himfelf free of Publique Taxes According to the 55 A^{ct} from which order *Jn^o Throgmorton* Church Warden of *Ware* p^{ts}ifh Appeale to the 4th Day of this Court where it is orde'd the faid Judgment of *Glofter* Court be Confirmed and that the faid *Throgmorton* pay Damage According to A^{ct} as in cafe of Appeales wth Cofts fute *als ex*.

Place vs *Stith*

By Judgment of this Court & Con^{ts}ent of the P^{te} *Rowland Place* and the Defd^r *John Stith* it is orde'd that *Stith* fhall & will pay vnto M^r *Place* Twenty Thoufand pounds of To^{bb} good & marchantable & Caske in *Charles Citty* County at four yeares Day of Payment. Which faid fome is to be in full of All Cofts & Charges In the Long Depending Sute aboute Land Betweene the faid *Place* & *Stith* The To^{bo} to be paid by five Thoufand pound yearly

The 19th March 1672/3

p^{ts}ent

SR W^m BERKELEY Kn^t Governo^r &c. *Tho: Ludwell* Se^cr Major Gen^l *Bennett* Co^{ll} *Bacon* Co^{ll} *Spencer* *Tho: Ballard* Efq^{rs}

ffoard

ffoard vs Wyatt

In the Difference about the bounds of Land Betweene *Peter ffoard* & Major *Wyatt* adjoyning to M^r *Barnehouse* his Land, *It is order'd* for the Cleareing & Discovering of each *Parties* bounds That An Able Jury of the Neereft Neighbourhood to the faid Lands be impannelled & sworne by a Mageftrate are in Company with M^r *Geo: Morris* Surveyor to furvey and Lay out the bounds *Barnhouses* Land *Wyatts* Land & *ffords* Land According to pattent priority of Grant and to Draw up their Report in Writing vnder their hands how they find the Same and p^{re}sent it to the 3^d Day next Gen^l Court for Judgment

*Weldon vs
Grantham*

In the Difference depending betweene *Samuel Weldon* p^t and Cap^t *Grantham* Defd^t *it is Agreed on by Consent* that if *Weldon* will Sware he Left A Barrell of Iron Ware on Bourd the faid ship *Tho: & Mary* then he the faid *Grantham* doth Ingage to pay the True Value thereof.

*Charles vs
Boeman
Peirce vs Norton*

Jn^o Boeman Confesseth Judgment to *Phillip Charles* for payment of A Man Serv^t According to penalty wth Cofts.

The Difference Betweene *Jeremiah Peirce* p^t & *Hen: Norton* Def^t Referred to the 3^d Day of *September* Gen^l Court Next.

Mathewes Bates

The Difference Betweene Cap^t *Mathewes* p^t and *Geo: Bates* Defd^t about escheat of *Smith* his Land Referred 3^d Day Next Gen^l Court.

*Nard vs
Mathewes*

Morrice Nard Jn^o Smith and *Jn^o Daniell* 4 Dayes Attendance to be p^d by Cap^t *Mathewes* According to Act, wth Cofts, being Sumond as Evidence Betweene *Mathewes* and *Bates*.

*Marshall vs
Price*

It is Ordered and Desired that the Hono^{ble} S^r *Hen: Chicheley* Kn^t & *Hen: Corbyn* Esq Examine all the matters and Cause Betweene *Tho: Marshall* and *Rich: Price* to Sumons all Evidences & *Parties* if their bee occa^{on} and passe Judgment in the p^{ro}misses alsoe Betweene *Rendall* & *Price*, and *Bayly* & *Price*.

*Bushrod vs
Whiteing
Bridger vs
Pitt*

The Difference *Tho Bushrod* p^t and *Hen: Whiteing* Defd^t referred to the 3^d Day Next Gen^l Court.

In the Difference B^{etw}ee Co^l *Joseph Bridger* & Co^l *Rob^t Pitt* about the escheate of Eight hundred & fifty Acres of Land formerly belonging to Cap^t *Jn^o Vpton*, *it is order'd* that in Case on the 3^d Day Next Gen^l Court the Said Co^l *Bridger* makes Apppeare the faid Eight Hundred and fifty acres of Land, be the whole or any *Part* or *Partcell* of the Land that *Margarett* the Wife of the Said *John Upton* deced was order'd and impowred to sell to pay Debts as by Order of the Gen^l Court of the 5th *July* 1672 Then that the faid Eight hundred And fifty Acres of Land and the Escheate thereof be Confirmed to the faid Co^l *Joseph Bridger* & his heirs

*Bushrod vs
Dixon*

In the Long Depending Sute Betweene *Tho: Bushrod* & *Rich: Dixon* about Land vpon which a Jury has bin, who have Returned to his Court their Virdict vnder their hands, which faid Vird^t is fully Allowd of And Confirmed, And order'd that *Bushrod* pay to the faid *Dixon* Two Thoufand pounds tobo and Caske, which is to be in full of All Damages and Cofts and this to be An End of that Long Difference.

*Scarbrough vs
Robinson
fframe p^l Land*

The Difference betweene the Admistrato^{rs} of Co^l *Scarbrough* and *Lawrence Robinson* reffer'd to the 3^d Day Next Gen^l Court.

Arthur fframe hath order Granted to take vp and pattent five hundred Acres of Land formerly Granted in the yeare 1666 to *John Lewis* in *Northampton* County and by him Deserted.

Littleton

Littleton p Land

Mr *Southy Littleton* hath order granted to take vp and pattent Two hundred Acres in *Accomak* on the Sea Board fide Neere *Dun Creeke* formerly Granted to Co^{ll} *Scarborough* in the yeare 1635 & by him Sold to the said *Littletons* ffather which for want of Seateing is deferted he entring Rights According to Custome.

Lyndsey Weekes
about Land

It is orderd that Rob^t *Berkeley* Survey for *John Lyndsey* what Land the said *Lyndsey* formly entred wth him the Said *Beverly* and *Lyndsey* to have a Grant thereof And that *Abrah. Weekes* ord^r & Survey be void, It appeareing that *Lyndsey* had Entred the Same Land wth *Beverly* to be Survey^d before *weekes*.

All Matters and Causes vndetermined by his Court Reffer'd to the next Gen^{ll} Which is to be held the 20th *May* next, to which Day this Court advenes

Teft

Hen: Hartwell Cl Con

At a meeting of the Right Hon^{ble} the Govern^r And Councell
the 22^d *Aprill* 1673.

present

THO: LUDWELL Sect Edward Diggs Esq^r Co^{ll} Tho: Swann Co^{ll} Nath. Bacon
L^t Co^{ll} Daniel Parke Tho: Ballard Esq^r

Whereas we have Received Comands from his most Sacred Ma^{tie} to doe our best to putt the People of this Colony of *Virg^a* into the best posture wee Can for the Defence of it and the shipp^s trading to it, Against any Attempts which may be made on it or them by any the subjes of the States Gen^l of the United Provinces now in Actuell warr with his most Sacred Ma^{tie} and his Subjects, And Whereas wee have Received Advice that severall the Shipp^s of Warr belonging to the States Gen^l are designed Against this Place. *It is therefore order'd* that the Leif^t Gen^l Major Gen^{ls} and Collonells Comanders of the militia of this Colonie forthwith vpon Sight hereof Draw their Severall Regiments together, and take Care that what Armes shall bee in any Howse more then the people Lifted Can vse be secured for those who shall be found wanting of Armes And that what Armes shall be found yett unfixed (notwithstanding a former order for fixing them) may be speedily fixed According to the said former order, and it is *for her order'd* and All the said officers Strictly Charged to make dilligent Enquires into All Stores of powder and Shott which shall be ffound in Particular private Howes And to Keepe A Just Accompt of the Same, And Charge the people as the[y] will Answer the Contrary to have it forthecomeing when they shall bee hereto Required as Alfoe to Enquire vpon a strict Penalty into All Publique stores where goods are fould what Powder shott or Armes may be in them and to charge the owner thereof to have it Ready for the Govern^r or the next Commander in Ceise order vpon pay to be made by the Publique for it of which they are not to faile either in the Concealem^t or detaining of it, as they will answer the contrary at their P^{ri}lle, And the Generall and Particular officers are Required to have their Respective Regim^{ts} Ready to March vpon the first sumons whither it shall by the Govern^r be thought most Conducing to the safety of this Country & every Part thereof, And Because the Enemies shipp^s may come on the Soddaine and Attacque the shipp^s with our Harbours, Notwithstanding the Resistance of those forts wee have been yett able to Build, *It is hereby Order'd*, And the Comanders of the militia next bordering Vpon the Shipp^s which are in in the severall Harbours of this Colonie are strictly Required forthwith vpon the first allarme to putt soe many men out of Each Company Bordering as aforesaid on board the said Severall shipp^s as may Make fifty men for every shipp together with their Armes to serve as smale shott to defend the said shipp till further Order can be taken for their Better Defense, And Whereas the fort at *Yorke* (Notwithstanding the Early order which hath been Given for its Repaire) is at present not in a Condi^{co}n of Defense, *It is hereby ord^d* that forthwith the Comis^sio^{rs} of the Affociation doe take care that by Cannon Basketts or otherwise the Gunns there be soe Couvred as to Offend the Enemy and to secure the men who shall Defend them and that vpon the first Alarme the Next Company of foote doe Repaire to the severall forts According to Act of Parliament, to Defend them, And Whereas Major *Theo: Hone* & M^r *W^m Dromond* did Voluntarily Vndertake At A Certaine Rate to Build a fort of Bricke at *James Citty* of Two hundred and fifty foote at A Certaine time of which they have fayled whereby that Part of the Country may be Exposed to the Attempts of the Enemies, for which they have Deserved severe Punishm^t *It is hereby order'd* And the said Major *Hone* & M^r *Dromond* are hereby Straightly Charged and Required forthwith to finish the said Worke, & New substantiall Carriages for all the Gunns now in *James Citty* And if it shall appeare that any the least Neglect in the Worke be henceforward comitted by them the said *Hone* & *Dromond* they shall be p^{ro}ceeded Against According to the greatnes of their offence with All Severity

Att a Court held at *James Citty* The 25th of *May* 1673

[p^{se}nt]

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Se^cr *Edw: Diggs* Co^{ll} *Swann*
L^t Co^{ll} *Parke* Esq^{rs}

White p^l Land

W^m White hath order Granted to Pattent Three Thoufand Acres of Land or thereabout form^{ly} Granted to L^t Co^{ll} *Phillip Ludwell* and Cap^t *W^m Baffett* which for want of Seateing by them Deferted haveing Entred Rights Accordingly

Beverly p^l Land

M^r *Robert Beverly* hath seaven yeares time Granted for feateing Two Thoufand Acres of Land in *Rappahanock* River on the fouth Side thereof Granted to him by Pattent dated 20th *Aprill* 1670

Robinson vs
Tucke

The fute Betweene *Richard Robinson* as Marying the relict of *John Curtis* p^l and *John Tucke* Defd^t is Difmist wth *Clarkes* & sherriffes fees to be paid by *Robinson*

Murry vs Tucke

In the Sute Betweene *Alexand^r Murrey* p^l & *John Tucke* Defd^t about Two hoggfheads of Tobacco by *Murry* Intrusted to *Tucke* for sale in *Bristol* It appeares by *Tucks* oth to the best of his Remembrance that the said Tobacco yeilded clere but Nineteene shillings Odd pence and that he has not his Accompts bookes in this Country for the Cleareing thereof but p^{ro}misses to bring or send the Accompts Next yeares shipping which is Accordingly orde^d and what Appeares Due to paid

Billiot vs
Scarburgh

The Order that M^r *Edmond Scarburgh* Obtained for One Thoufand and fifty Acres as Deferted Land in *Northampton* County formerly granted to *John Billiot* is Taken of and made Void the Right of the said Land appeareing to be in *John Billiot* orphant

The 22^d *May* 1673

[p^{se}nt]

SR W^m BERKELEY Kn^t Governo^r &c. *Tho: Ludwell* Se^cr *Edw: Diggs* Co^{ll} *Swann*
Co^{ll} *Bacon* L^t Co^{ll} *Parke* Esq^{rs}

Grayham vs
Wynn

The Horfe in Difference Betweene *John Grayham* and *Jasper Wynn* is found and Adjud^d by oth on iffue to be *Grayhams* Horfe It is therefore orde^d he be forthwith posselt wth the said Horfe and each p^{ar}ty to beare his Owne Charges

Dale vs Kirton

The Differences Betweene M^r *Dale* and M^r *Kirton* are Referred to y^e third Day next Gen^{ll} Court

Beverly ord^{ed} to

It is ord^{ed} that M^r *Robert Beverly* next *Middlesex* Court Deliver vp y^e Deed of *Domingo Madera* to whom he had it from, the widdow to be there to Receive the Deed and send it to this next Court, and to Deliver on Acco^t of the estate

Afternoone

[p^{se}nt]

SR W^m BERKELEY Kn^t Governo^r &c *Tho: Ludwell* Se^cr *Edward Diggs* Co^{ll} *Swann*
L^t Co^{ll} *Pearke* Esq^{rs}

Esq^r

*Esq^r Diggs vs
Reade
Dolby vs May*

In the Difference Betweene *Edward Diggs esq^r* Plantiffe and *Tho: Reade* Defd^t is Referred to a Jury.

The Difference Betweene *Tho: Dolby P^{te}* and *Hen: Maw* Defd^t vpon an Appeale from *Eliz: Citty* County Court. *It is orde^d* that Courts orde^d be Reverfed and the said *Maw* to pay the vsuall rent According to the Lease wth Cofts fute

Scott

It is orde^d that *John Scott* Appeare before the Govern^r and Councill on *Munday* Next to Answer to the Petiçon of his serv^t *John Walker*

*Stafford for
Land*

Humphrey Stafford hath order Granted to Refurvey a pcell of Land formerly Granted to him by Pattent and what Surplus is found wthin the old bounds he to have a Grant thereof, entring Right According to Custome

Myhill vs Reade

In the Difference Betweene *John Myhill* and *Tho: Reade* about Land *It is orde^d* that Major *Lewis* Survey the Land in Difference and make a Division on the 10th *September* next and then to Cast Lotts each pty to beare his owne Charges, both ptys to Give notice to the said surveyor.

*Watkins p
Land*

Phillip Watkins hath order Granted to pattent Six hundred and fifty Acres of Land in *New Kent* County on the North side of *Mataponie* River form^{ly} vp by *Will Goffe* and by him sould to *John Madison* and by the said *Madison* Sould to the Relict of the said *Goffe* and by her deserted Rights entred for the same According to Act by the said *Watkins*

*Moore vs
Walker*

The Difference Betweene *Richard Moore* and Major *Walker* vpon an Appl^e from *Glouster* Court, *It is orde^d* it be suspended till the 4th Day next Gen^{ll} Court to be heard after the fute Depending Betweene *Edw: Diggs Esq^r* and the said *Walker*

The 23^d of May 1673

[p^{se}nt]

SR W^m BERKELEY Kn^t Gouverno^r &c *Tho: Ludwell* Secr *Edw: Diggs* Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* L^t Co^{ll} *Parke* Esq^{rs}

*Thatcher vs
Carter*

The Difference Betweene *W^m Thatcher* Pl^t and L^t Co^{ll} *Carter* Defd^t is Referred to the third Day next Gen^{ll} Court Desired by the Defd^t

*Bushrod vs
Heath*

Whereas M^r *Tho: Bushrod* had A warrant directed to the she^{er} of *Glouster* County for the Arresting of *Hen: Whiteing* to the Laft Court who was Accordingly Arrested & M^r *Augustin Heath* returned Security and whereas the said Laft Court there was a Refference Granted to this Court where the said *Whiteing* Not Ap^{pe}eing, *It is orde^d* that the said Security pay what the said *Bushrod* shall make appeare Justly Due the third Day next Gen^{ll} Court in Case he then cause not the said *Whiteing* to Appeare wth Cofts fute

Bushrod vs Loyd

The Difference betweene *Thomas Bushrod* pl^t and *W^m Loyd* Defd^t refferred to the 3^d Day next Gen^{ll} Court

*Tayloe vs
Mathews*

The Difference Betweene *Jn^o Tayloe* Pl^t and *Tho: Mathews* Defd^t about one *Rob^t Waltons* estate is Referred to the third Day Next Gen^{ll} Court, and ord^d that in the meane time *Mathews* imbezell not nor Dispose of any of the said *Waltons* estate

Smith

*Smith vs
Cheefman*

The Difference Betweene L^t Co^{ll} *John Smith* Atto: *Richard Tyler* P^{lc} and *Thomas Cheefman* Defd^t Referred to the third Day next Gen^{ll} Court

*Esq^r Diggs vs
Reade*

The Difference about a horfe between *Edward Diggs* Esq^r P^{lc} and *Tho: Reade* Defd^t was Referred to a Jury who now bring in their Verdict that the find for the Defd^t, *It is orderd* that *Reade* Quietly enjoy the said Horfe in Difference

*Wadding vs
Howson*

Robert Howson being Arrested to the Gen^{ll} Court in *Nob^r*, at the sute of *James Wadding* by the sh^{er} of *Stafford* County and the said *Howson* not then Appeareing nor now, Judgm^t is therefore Granted the said *Wadding* Against the said sh^{er} for payment for the said *Howson* debt of three thousand pound of sweete sented to^{bb} and Caske wth Cofts and 6^{pp} Ct Damage

*Smith vs
Dromond*

In the Difference Betweene *Bryan Smith* Attorney of *Mit: Perry* and *Tho: Lane* P^{lc} and *W^m Drommond* Defd^t of the Appeale of tenn thousand pounds tobacco & Caske from *James Citty* County Court vpon a Defamaccon. *It is orderd* that the ord^r be made Void and reverfed and that *Drommond* be left to his remedy in A ^{pp}sonall Accon against *Perry* and *Lane*

Bowler vs Jones

Whereas M^r *Tho: Bowler* had a warrant Directed to the Sherriff of *Northumberland* County for the Arresting of *Robert Jones* to this Court who was Accordingly Arrested and he not Appeareing and noe Security returned *Judgment is therefore Granted* the said *Bowler* Against the sherriffe for what shall be made Appeare Justly Due the next Court in Case he Cause not the said *Jones* then to Appeare

afternoon

[p^{sent}]

SR W^m *BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Secr. *Edward Diggs* Major Gen^{ll} *Bennett* Co^{ll} *Bacon* Co^{ll} *Beale* Co^{ll} *Parke* Esq^{rs}

Bridger vs Pitt

Whereas Co^{ll} *Joseph Bridger* had ord^r granted in his owne Right to Escheate Eight & fifty Acres of Land in the *Isle of Whight* County formerly belonging to Cap^t *John Upton* vpon which Grant A Jurie was impannelled and an Office found Butt Co^{ll} *Robert Pitt* p^ttending A Better Right for the said escheate and now Appears in Court together with the said Co^{ll} *Bridger* where after long Dispute and each p^tties Clayme thoroughly Examined, *It is the Judgment of this whole Court* that the said Land and the escheate thereof be Confirmed and Granted to the said Co^{ll} *Bridger* & his heirs forever.

Co^{ll} *Bridger* entered his first Clayme by Petiçon for the furplus wthin the bound and waste land adjoyning

*Oustin vs
Levistone*

The Difference Betweene *Sam^{ll} Oustin* and *Levistone* vpon an Appeale from *Gloucester* Court, refferred to the 4th Day next Gen^{ll} Court and *Levistone* to be p^{sent}.

Gardner vs Hull

The Difference Betweene *Martin Gardner* on behalf of *Hen: Tylers* orphants p^{lc} and L^t Co^{ll} *Hull* Defd^t Referred to the 4th Day Next Gen^{ll} Court.

The

The 24th May 1673

[Present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Sec^r Edw: Diggs Major Gen^l
 Bennet Co^{ll} Swann Co^{ll} Bacon Co^{ll} Beale L^t Co^{ll} Parke Esq^r

Coale vs
 Marshall

The Difference Betweene M^r Edm: Coale and M^r Marshall is
 Referred to y^e Third Day Next Gen^l Court vpon the motion of
 Co^{ll} Bridger

Bridger p^r
 Land

Co^{ll} Joseph Bridger hath order Granted to Pattent ffour hundred
 Thirty Two Acres of Land formerly granted vnto W^m Porter
 by Pattent dated 11th of August 1667 and for want of seateing by
 him Deferted entring Rights According to Act

Beale vs Loyd

Whereas in the difference of Land Betweene Co^{ll} Beale Pl^t
 & W^m Loyd for fflanilaroys Orphants Defd^t the Last Court M^r
 W^m Mosely returned his Report and Survey of the Land in Differ-
 ence, which was not then Confirmed but referred to this Court
where it is orderd the said survey and Report of the said Mosely
 Surveyor be Confirmed and that the said Co^{ll} Beale have the said
 Land by Pattent granted him being Nine hundred Twenty Nine
 Acres as by the Survey According to the bounds thereof May
 Appeare

ffoxcraft vs
 Newell

Isaac ffoxcraft sues Eliz: Newell Administratrix of Johna:
 Newell Decd vpon bills of Exchange of Tenn pounds *sterling*
 Charged on M^r Richards and p^rtested, as alsoe for Tenn pound
sterling Due by bill to be paid vpon demand, *It is orderd* by Consent
 that if ffoxcraft at Next Gen^l Court Depose he has reced noe p^rt
 or p^rcell of the said Money or send his Deposition in Writeing
 attested by the Clerke of Accomack Court then to have Judgment
 for both the said somes of Tenn pound *sterling* wth 15 p^r Cent
 vpon bills of Exchange p^rtested as alsoe for the tenn pound Due
 by one other bill

Mathews Bates

The Difference Betweene Cap^t ffra: Mathews Pl^t and
 Bates Defd^t about the Land of Smith dec^d referred to y^e
 Next Assembly

Saffin vs
 Tompson

Whereas M^r John Saffin had a Warrant Directed to the Sher^{ff}
 of County for the Arresting of Richard Tompson w^{ch} was
 Accordingly Done, and the said Tompson Not Appeareing and Noe
 Security Returned *Judgment is therefore Granted* the said M^r
 Saffin against the said Sherriffe for what shall be made Appeare
 Justly Due the Next Court, the she^{ff} to have Liberty to bring
 him in Next Court

Page ffleming

Orderd that the order John ffleming had Last Court for One
 Thouland Seven hundred Acres of Land formerly Granted to
 M^r John Page in New Kent County as Deferted Land be made void
 it Appeareing now the Land was not then Deferted

Parke vs Warren

Judgment is Granted Co^{ll} Daniell Parke esq^r Against M^r Tho:
 Warren Comander of the shipp Daniell in Virg^a for payment of
 Ninety nine pounds Thirteene shillings and Two pence being for
 soe much Due for goods of the said Parkes Damnfied in the said
 shipp Dan^l in her Late Voyage from London in England, The
 money to be paid within fforty Dayes after her Next Arrivall in
 England and to that Purpose bills of Exchange are to Paste

Mohun vs
 Warren

Judgment is Granted M^r John Mohun Against M^r Tho: Warren
 Comander of the shipp Daniell in Virg^a for payment of One hun-
 dred

dred and Eighteene pounds nine shillings & Six pence *sterl* being for foe much due for Goods for Goods of the said *Mohuns* Damnified in the said shipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpose bills of Exchange are to Pafte

Thorpe vs
Warren

Judgment is Granted M^r *Otho Thorpe* againft M^r *Tho: Warren* Comander of the shipp *Daniell* in *Virg^a* for payment of fforty feven pound Six shillings & Eleaven pence being for foe much Due for Goods of the said *Thorps* Damnified in the said Shipp *Daniell* in her Late Voyage from *London* in *England* and to that Purpose bills of Exchange are to Pafte

Moniford vs
Warren

Judgment is Granted M^r *W^m Moniford* Againft M^r *Tho: Warren* Comander of the shipp *Daniell* in *Virg^a* for payment of Thirty pounds being for foe much Due for Goods of the said *Monifords* Damnified in the said shipp *Daniell* in her late Voyage from *London* in *England*, and to that Purpose bills of Exchange are to Pafte

Lewis vs Warren

Judgment is Granted M^r *John Lewis* Againft M^r *Tho: Warren* Comander of the Shipp *Daniell* in *Virg^a* for payment of fforty Two pound and Eleaven being for Soe much Due for Goods of the said *Lewis* Damnified in the said Shipp *Daniell* in her late voyage from *London* in *Engld* The money to be paid wthin fforty Dayes After her next Arrivall in *England* and to that purpofe bills of Exchange are to pafte.

Page vs Warren

Judgment is Granted M^r *John Page* Againft M^r *Tho: Warren* Comand^r of the shipp *Daniell* in *Virg^a* for what Damage he fhall make juftly Appeare to have fufained in the said Shipp in her late voyage from *England* Hither, the money to be paid wthin fforty Daies after her next Arrivall in *England*, and to that purpofe bills of Exchange are pafte.

Co^{ll} Bacon vs
Warren

By Conſent of Co^{ll} *Nath: Bacon* efq^r & Cap^t *Tho: Warren* Comander of the shipp *Daniell*, It is order'd L^t Co^{ll} *W^m Coale* & M^r *W^m Moniford* veiw the Damages of the said Co^{ll} *Bacons* and and what they find Damnified to be paid wthin fforty Daies after the Next Arrivall of the said Shipp *Danⁿ* in *England*, and to that purpofe bills of ex Exchange are to pafte.

Dromond vs
Eveling

The Difference Betweene M^r *W^m Drommond* and Cap^t *Chriſtopher Eveling* about M^r *John Currers* eftate. It is order'd that the said *Eveling* before his Departure out of the Country, Give M^r *Drommond* bills of Exchange for thirty nine pounds and this to be a final end of the Cauſe Betⁿ: the said *Drommond* and *Currer*.

The 26th May 1673

[ſent]

SR W^m *BERKELEY* Kn^t Govrno^r &c. *Tho: Ludwell* Secr *Edward Diggs* Co^{ll} *Beale* *Tho: Ballard* Efq^{rs}

Butler Hawkins

Whereas Co^{ll} *John Catlett* Deced made a will and Died leaveing his wife Executx and M^r *Amory Butler* married the said Executrix but before marriage *Butler* by his bond Gives the widdow liberty to Diſpoſe of her eftate either by will of *Catlett* Decd or as Adminiſtratrix, She dies and makes a will And now a Diſpute Arriſes betweene the said *Butler* and Cap^t *Tho: Hawkins* A Kinſman to the said *Cattlett* who fhall have the Managements of the said eftates and the Keepeing and Educaçon of the Children of
Catlett,

Catlet, It is orde'd that the faid Mr *Amory Butler* doe at the next County Court held at *Rapp*^a Give Good and fufficient Security to ~~performe~~ pay and fullfill the wills of the faid *Catletts* wife Dece^d and then that he be Poffe^d and have the management of all the faid *Catlett* and wifes eftate And further it is orde'd that Mr *Daniell Gaynes* have the Keeping and Educaçon of the faid *Catlets* Children.

Nixon Reeve

It is orde'd that Cap^t *Robert Beverly* Surveyor be added to And Affiftant wth a Jury by the laft Court Appointed to Enquire into the bounds of Land and fforceably entry in difference between *Tho: Nixon & Geo: Reeve* y^e Jury and Surveyor to make Report to the Next *Middlefex* Court and there the Caufe to be Judg^d

Harrifon vs Wilkins

The order that W^m *Harrifon* obtained the laft Gen^{ll} Court for the Land of W^m *Wilkins* being four hundred & Seaventy Acres as deferted Land is made void and *Harrifon* pay Cofts Sute the Land now Appeareing not to be deferted

Betts vs Price

It is orde'd that Mr *Arthur Price* pay vnto *william Betts* four pound five fhillings being Soe much due by two bills from his Brother *Rich Price*

Biffe vs Jordane

Whereas Mr *James Biffe* Arrefted Mr *Robert Jordane* to the Laft Court then A Refferance to this was Granted where *Jordane* Appeares Not, It is orde'd that if *Jordane* Ap^pre not the 3^d Day Next Gen^{ll} Court then *Biffe* to have Judgment for what fhall be made Appeare Juftly due wth Coft.

Waddie vs Needles

The Difference betweene Mr *James Waddie* and *John Needles* vpon an Appeale from *Middlefex* County Court It is orde'd that the order from w^{ch} the faid *Waddie* Appealed be Confirmed and *Waddie* pay Cofts Sute als ex, And further orde'd that what eftate Mr *Needles* have yett in his hands belonging to Mr *Geo: Waddie* deëd that he Deliver the fame vpon oth vnto Mr *James Waddie*.

Afternoone

[p^{re}sent]

SR W^m *BERKELEY* Kn^t Govern^r &c. *Tho: Ludwell* Se^cr *Edw: Diggs* Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Efq^r

Baskerville Davis

The Difference Betweene *John Baskerville* Attorney of *Smith* of Londⁿ and *Mofes Davis* is Referred to Co^{ll} *Thomas Swann* & *Tho: Ballard* esq^r to Examine where the Interogatories be Anfwer^d and Report thereof to Next Gen^{ll} Court

Page vs Pickis

Whereas Mr *John Page* had a Warrant Directed to the fherriffe of *New Kent* County for the Arrefting of *Jonas Pickis*, and the fherrife makeing this Returne *Non est Inventus*, Attachment is therefore Granted to Mr *Page* Againft the eftate of *Jonas Pickis* for payment of Sixty four pounds fourteene fhilling & Eight pence being for bills of Exchange p^{re}fted wth Damages According to Act, Returneable Next Court for Judgment for what Appears Juftly Due wth Cofts

Weldon vs Wood

Whereas Mr^s *Eliz: Wood* Sold to *Benjamin Strange* A Sorrell Horfe now in the poffeffion of *Tho: Baker*, which Horfe was Claymed by Mr *Sam^l Weldon* who Comenced his Sute to this againft the faid *Wood* where it appears that the faid *Wood* did illegally take vp Sell and marke the faid Horfe wth IF. It being
the

the said *Weldons Horfe*, *It is therefore order'd* that the said *Eliz: Wood* forthwith deliver to the said *Weldon* the said *Horfe* and pay all *Cofts Sute*

The 27th May 1673

[present]

SR W^m BERKELY Kn^t Govern^r &c. Tho: Ludwell Secr. Edw: Diggs Co^{ll} Swann Co^{ll} Bacon Co^{ll} Beale L^t Co^{ll} Parke Tho Ballard Esq^r

Tarboe Wood

Gyles Tarboe hath ord^r for four Dayes Attendance to be paid by M^{rs} *Eliz Wood* ag^t M^r *Weldon* According to Act

ffisher Wood

Hen: ffisher hath order for four Dayes Attendance to be paid by M^{rs} *Eliz: Wood* in the fute Against M^r *Weldon*, According to Act

Sunday

Wood

W^m *Sunday* hath order for four days Attendance to be paid by M^{rs} *Eliz Wood* in the fute Ag^t M^r *Weldon*, According to Act

Davis Weekes

The Difference betweene *Tho: Davis* sonne of *John Davis* dec^d and *Robert Weekes* vpon an Appeale from *James Citty* County Court, it is order'd that the said *Weekes* Appeare at the Next County Court held for *Yorke*, and if in Cafe the said *Weekes* Doe not there Appeare then the ord^r of *James Citty* County Court to be Confirmed and *Davis* to p^{ro}ceed thereon for the Discovery of his estate and further order'd that *davis* Give Notice to *Geo: Gill* who was Joyntly and Severally bound wth *Weekes*, to Appeare at the said *Yorke* Court where the said Court is to take Just Care for his the said *Davis* Due by will

Harris vs Co^{ll}
Swann

Judgment is Granted M^r *James Harris* Attorney of *Antho: Gay* Merchant and others the Owners of the shipp *Virga Merchant* of *Bristoll* against Co^{ll} *Tho: Swann* esq^r and Cap^t *Edward Ramsey* Executors of Cap^t *John Grove* Dec^d for payment of One Thoufand One hundred & fifty pounds of to^{bo} an Caske being foe much found vpon an Audite & Report made of the Acco^{ts}

Blake p Land

W^m *Blake* hath order Granted to pattent three hundred Acres of Land in *Accomack* County formerly Granted vnto *Tho: Junnell* & for want of feateing by him Deferted, entring Rights According to Act

Awborne p
Land

Richard Awborne hath order Granted to pattent about three hundred Acres of waft Land in *James Citty* County neare the french ordinary adjoyning to the Land of W^m *Paulett*, entring Rights According to Act

Baughen Wood

John Baughen hath order for four Dayes Attendance to be paid by M^{rs} *Eliz: Wood* in the fute Against M^r *Weldon* According to Act

Haley Loyd p
Land

James Haley and *Ambrose Loyd* hath ord^r Granted to take vp what Surplus Land is found wthin the bounds of M^{rs} *Mary Bernard* in *Warwick* County entring Right According to Custome

Poole vs Minge

Whereas the Difference Betweene *James Minge* P^{it} and *Ralph Poole* and others Defd^{ts} was Referred by selfw Consent of the P^{it} and Defe^t to the Award and Determinacon of W^m *Sherwood* who has Drawne vp his Award in writing, which now Comeing in plea in Court, where It is order'd that the said award be Confirmed and that *Minge* obey and performe the same on his pt as alsoe *Poole* on his and their pts, and what the said M^r *Minge* can make Appeare already paid and performed of the said Award to be Discompted and what releafes to be allowed

Ord^r

Ord^r ag^t
Dromond &
Stone

Whereas Mr W^m Dromond and Major Theo: Stone wth Mr Math: Page dec^d did Agree with the Commiffion^{rs} of the Affoffiacon to build a ffort at James Citty According to fuch Dimencons rules and ftrengh as by the Condicon for the Purpofe may Appeare. And whereas the faid Stone and Drommond notwithstanding their faid Agreement and feveral orders fince paft have not performed the faid Condicon nor orders But have Neglected the fame, Excepting only the makeing Some Bricks and other operations for the faid Building etc. which bricks & other things prepared are reported to be very bad and altogether Infufficient for the faid Worke It is now ord^d that all the Comiffion^{rs} of the faid Affoffiacon on the 6th of June Now Next Comeing meet at James Citty who as a Court are to Examine the Goodnes of the Bricks and timber prepared for the faid Worke and Judge of the value, and in all things fee and Comand that the Said Fort be forthwith Erected and built according to the dimencons and Rules in the faid Agreem^t as they the faid Stone and Drommond will answer the Contrary at their perills, And it is further orderd that noe tobacco or other further payments be leaved for or paid to the faid Stone and Drommond untill fuch time as the faid ffort be Erected and Built According to the Condicon and Agreement Aforefaid

Whithaire vs
Newell

The Difference Betweene Robert Whitehaire Attorney of Spencer Piggott of London Pl^t and Eliz: Newell the Adm^{str}ix of Johnas Newell dec^d referred to Next Court

Waddie will

It is the Judgment of this Court that the Written will of Waady dec^d is the Will in Law and not the Nuncupative will

Smith vs Davis

The Difference Betweene Mr W^m Smith of London and Mofes Davis was yefterday Referred to Co^{ll} Tho: Swann and Tho: Ballard Efqr to Examine the Buftines w^{ch} is to be done the firft day next Gen^{ll} Court & make report thereof

Minge vs Poole

Whereas an order paft at Charles Citty County Court the 3^d Day Ap^{ll} 1673 in a Differe betweene James Minge Pl^t and Ralph Poole Defd^t from w^{ch} Judgment Poole Appeals to this Court where after Examinacon of the p^{mi}ffes It is ord^d y^t y^e f^d ord^r be Confirmed & pay 50 per Cent Damages According to Act wth Cofts fute als ex

afternoone

[p^{re}sent]

SR W^m BERKELEY Kn^t Gouverno^r &c Tho: Ludwell Se^{cr} Edward Diggs Major Gen^{ll} Bennett Co^{ll} Swann Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Efqr^a

It is orde^d by this Hono^{ble} Court that the Severall Commiffion^{rs} of the Affoffiacon for a Fort at James Citty meet at James Citty the 9th of June now next Comeing to treat Consult and Examine what is done and what is to be Done for the Speedy Erecting A fort agreed for too bee built at James Citty and other matters relating to the faid fort and herein they are Earnestly Desired not to faile

It is orderd that the Juftices of James Citty County at Next Court make Choice of two Gentlemen who are as Commiffion^{rs} for the Affoffiacon for the fort to be built, to meet at James Citty the 9th June Next

Cruze

Cruse Gray

The order of *Surrey Court* about the bounds of Land in Difference betweene *Tho. Cruse* and *ffra: Gray* vpon an Appeale to this Court made Void And now it is orde'd that *M^r Geo: Watkins* and *M^r Richard Laurence* Surveyor^s to the best of their Judgments Survey and Lay out the Land in Difference according to the bounds of the Same mençoned in the bill of sale that *Tho: Gray* made to *Cruse* the Survey to be Returned to next Court for Judgment

Longman vs Goffe

Judgment is Granted *Richard Longman* Attorney of Cap^t *Phillip Foster* of *London* against the estate of *John Goffe* for payment of thirty pounds *sterl wth Cofts fute als ex*

Greene vs Bland

Judgment is Granted *M^r Roger Greene* Against *M^{rs} Anna Bland* Relit and Adm^x of *Theo: Bland Esq^r* Dec^d for payment of Seven Thousand one hundred & fourteene pounds of to^{bo} and Cask wth Cofts fute, what *M^{rs} Bland* can rightly make Appeare paid to be difcounted

*Walker free
Scarsbroke vs
Bullock*

John Walker servant to *John Scot* Jud^d free

Whereas the laft Gen^l Court in the Difference betweene *John Scarsbroke* Atto: of *Rob^t Bullock P^l* and *Daniell Wilde* Defd^t about Land It was orde'd that A Jury should be impannell^d to Enquire into the p^misses, w^{ch} Jury was impannell^d and report to this Court vnder their hands that the Cause cannott be Determined till *Bullocks* Land be Laid out, It is therefore orde'd that A Surveyor Quallified, Lay out the Number of Acres and bounds of the said *Bullocks* Land According to this pattent in Company of a Jury and make report thereof to the third Day Next Gen^l Court for Judgment, If y^e Jury find all or any p^t of *Wildes* Land to be within *Bullocks* bounds then they to value building and Clearing According to Laft Courts Order

The 28th May 1673

[p^{sent}]

SR W^m BERKELEY Kn^t Gouvernor &c. *Tho: Ludwell* Secr *Edw: Diggs* Co^{ll} *Swann* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

Pate vs Charlton

The Difference Betweene *M^r Tho Pate* and *Christopher Charlton* vpon an Appeale from *Gloucester Court*, is Referred to the third Day Next Gen^l Court where *W^m Cannon* as a Witnes is to Appeare & *M^r Pate* Obliged to bring him *Charlton* to have 10 Dayes time to Returne to his mafter

Adm^{con} West

Adminiftraçon is Granted L^t Co^{ll} *John West* on the Behalfe of the Orphants of *Majo^r Croshaw* on the estate of *Mary Marfh* dec^d, *M^r W^m Coale* & *M^r Richard James* Security for Adminiftraçon, And it is further orderd that Cap^t *Chicheley* *M^r Wild* *M^r Clarke* and *M^r Lillington* being Lawfully Sworne Inventory and Appraife all and Singular the said *Marfh*'s estate and the said *West* p^{sent} an Inventory thereon vpon othe to the 3^d Day Next Gen^l Court

Gaunt vs Hall

Tho: Guant Nonfuites L^t *John Hall* he not Appeareing to p^{secute}. It is orde'd y^e Said *Hall* pay Damages According to A^{ct} wth Cofts fute als ex

Wild Clarke

It is ord'd that *M^r Daniell Wild* Attorney of *M^{rs} Bowler* Adminiftratrix of *John Bowler* dec^d rend^r a true and p^{fect} Accompt of all and singular the estate of *Jⁿ Bowler* dec^d to *M^r Clarke* Attorney of *M^r Geo: Lee* on the 10th of June Next

Afternoone

Afternoone

[present]

SR W^m BERKELEY Kn^t Govern^r &c Tho: Ludwell Se^r Co^{ll} Bacon Co^{ll} Beale
Tho: Ballard Esq^r

Greene Bland

The Difference Betweene M^r Roger Greene and M^{rs} Anna Bland Adminiftratrix of Theo: Bland Esq^r Dec^d about the faid Greens Clayme to Jⁿ Holmwoods eftate refferred to the 3^d Day Next Gen^{ll} Court

Spencer vs Place

The fute Depending betweene Geo: Spencer and M^r Rowland Place is Referred to the Next Court held for Charles Citty where they are to Paffe Judgment According to the merritts of the Caufe

James vs Bird

The Difference Betweene M^r Richard James and John Bird about building a houfe, It is order^d that M^r Geo: Marbe Tho: Warwell Ralph Deane John Moore and Will Paulett Veiw the Worke and bricks and Appraize the fame and what M^r James can make appr to have paid the Said Bird over and above what his worke Comes to, to have Judgment for the furplus wth Cofts Co^{ll} Swann Defired by Bird to be p^{re}sent, the faid bird not to depart the Towne vntill he give Good Security for the p^{er}formance of this Order

M^r Tho: Sampfon and Abraham Vincler being Lawfully fworne before M^r James Bray order^d to Appraize the eftate of Cap^t Christopher Higgenfon dec^d Tho: Ballard Esq^r order^d to take into his Cuftody all Such eftate as he fhall any wayes Discover of the faid Cap^t Higgenfon Dec^d

Bacon

Higginfon

Co^{ll} Nath: Bacon to have his Specialty paid in the firft place for what he he fhall make Appeare Due from Cap^t Higgenfon Dec^d out of the Money Due from M^{rs} Eliz: Higgenfon

Newell vs Newell

The Difference betweene David Newell and M^{rs} Eliz: Newell Adm^{tr}ix of Johna: Newell dec^d about the Johna: Newells eftate, Co^{ll} Beale being p^{re}sent is Referred to the third Day Next Gen^{ll} Court

Younge vs Gwyn

Refference Betweene Richard Young and Humphrey Gwyn to the third Day of the Next Gen^{ll} Court

Laurence

Awborne

The Difference Betweene Richard Awborne P^{tr} and Richard Laurence Defd^t vpon an Appeale from James Citty County. It is order^d the Order of that Court is made Void

Wilkinfon vs

Towne

The Difference Betweene Tho: Wilkinfon as Marrying the relict of Griffeth Dickeson & W^m Towne is Referred to the Next County Court of New Kent who are to Determine the Difference

Wyatt vs Clare

Whereas Major W^m Wyatt had A warrant Directed to the fherriffe of New Kent County for the Arrefting of Ambrofe Clare to this Court who was Accordingly Arrefted and he not Appeareing and M^r Rich Tompfon Returned his Security, It is [ord^{red}] the faid Security pay to the faid Major Wyatt what he fhall make Appeare due the 3^d Day Next Gen^{ll} Court in Cafe he then caufe not the faid Clare to Appeare

Wyatt vs Arnold

Whereas Major W^m Wyatt had a warrant Directed to the fherriffe of New Kent County for the Arrefting of Anthony Arnold to this Court who was Accordingly Arrefted and he not Appeareing and M^r Henry Crowell Returned Security It is order^d the faid Security pay

pay vnto the said Major *Wyatt* what he shall Make Appeare Justly due the 3^d Day next Gen^l Court in Case he then Cause not the said *Arnold* to Appeare

*Wyatt vs
Meredeth*

Whereas Major *W^m Wyatt* had a warrant Directed to the sherriffe of *New Kent County* for the Arresting of *Tho: Meredith* to this Court who was Accordingly Arrested and he not Appeareing & Mr *Sam^l Oustin* Returned Security *It is Orderd* that the said Security pay to the said *Wyatt* what he Can Make Appeare Justly Due the 3^d Day Next Gen^l Court, in Case he then cause not the said *Meredith* to Appeare

fford Wyatt

Whereas the Difference of Land betweene *Peter fford* and Major *Wyatt* the Last Court was Referred to A Jury who have made their report to this Court, where *It is orderd* the Juries Virdict be Confirmed wth Cofts

Turton Smith

This Day *Timothy Turton* Petitioning to this Court for a Confirmation of A Deed of Sale to him made by one *John Ashwell* of About Two hundred Acres of Land in *New Kent County*. *It is the Opinion* of this Court that the Sale is Good and be Confirmed vnles *Bryan Smith* who Claymes Land from *Ashwell* doe make it Appeare 3^d Day Next Gen^l Court the Conveyance of *Turtons* be fraudulently Obtained

Taylor & Land

Vpon the Peticon of *William Taylor*, *It is orderd* that One Thoufand Acres of Land formerly Granted to him by Pattent dated 30th october 1669 is Now Confirmed According to the said Pattent

*Potter vs
ffreshwater*

Judgment is Granted L^t Co^l *Cutbert Potter* against *Tho: ffreshwater* for payment of Thirty pounds sterling wth Cofts noe . . . to issue forth not till *December* Next

The Court Adjourned To the Meeting of the Next Asssembly
Test

Hen: Hartwell

Cl Con

Att a Meeting of the Govern^r and Councell The 9th June 1673

[present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Se^cr Co^{ll} Swann Co^{ll} Bacon
Co^{ll} Beale Tho: Ballard Esq^{rs}

Vpon the Complaint of Cap^t John Rudd Comander of the shipp *Hopewell* that M^r *Wheeler* did at the Court doore of *Charles Citty* County the Court then setting assault beate and Wound the Said *Rudd* which by Severall Evidences he hath Sufficiently p^{ro}ved and was alsoe by *wheeler* Confessed before *Charles Citty* Court. *It is therefore order'd* that the said *Wheeler* pay vnto the said Cap^t *Rudd* Two Thousand pound tobacco and Caske and Aske him forgivenes & pay all Co^{sts}

Whereas Will a Runaway Negroe Suspected to have Lett out of Prifon a Negroe Condemned the last Court and Confesseth that he did See the Negroe breake Loose out of irons and did Attempt to breake out of the fore Doore of the Prifon and that he see a Negroe Breake Open the back doore and Lett the said Negroe out of Prifon and further that he hath beene Twice in the Condemned Negroes Company. *It is therefore order'd* by this Court that the said Negroe be Comitted to the Common Prifon of *James Citty* till further order & if the sherriffe thinke fitt to take the said Negroe *Will* along wth him for the better Discovery for finding the said Condemned Negroe, but the sherriffe to keepe him in prifon till further order

Att a Meeting of the Governo^r and Councell The 2^d of *July*
1673

[Present]

SR W^m BERKELEY Kn^t Governo^r &c Tho: Ludwell Se^cr L^t Co^{ll} Parke Tho:
Ballard Esq^{rs}

It is order'd that Will a Negroe Slave to M^r Rob^t Bryan of Gloster County who the 9th of June Laft was Comitted to the Sherriffs Custody as A Runaway Rogue and one that Confessed to have Seene the Late Condemned Negroe breake his Irons and Prifon and that after he See breaking Prifon to have bene Severall times in the faid Condemned Negroes Company it is therefore ord^d he Discharge his prifon and have to morrow morning A Good and well laid on whipping, and putt into the Conftables hands of James Citty who is to Convey him to the Next Conftable and Soe from Conftable to Conftable till he be Delivred to his faid mafter M^r Bryan, And it is further order'd that the faid Bryan pay vnto ffra: Kirkman high Sherriff of this County One Thoufand pound of tobacco and Caske for Charges & fees als ex

[Present]

SR W^m BERKELEY Kn^t Governo^r Tho: Ludwell Secr Edward Diggs Co^{ll} Bacon
Co^{ll} Parke Esq^{rs}

It is order'd and Agreed on that Major Gen^l Smith Agent for Virginia in England, in the Governo^rs name purchase at Soe reasonable A Rate as he can all or Soe many Shares as he can of the p^rietor^s p^rts or Chares of the Nothern Pattent of Land from the North fide of Rappahanock River to Potomacke River.

At A Gen^l Court held at *James Citty* the 20th of *October* 1673

[Present]

SR W^m BERKELEY Kn^t Governo^r &c. S^r Hen: Chicheley Kn^t Tho: Ludwell Secr
Edward Diggs Co^{ll} Bacon L^t Co^{ll} Parke Esq^{rs}
The Court Entred

The 21th *October*

SR W^m BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Tho: Ludwell Secr
Edw^d Diggs Co^{ll} Swann Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Collins p Land

Mathew Collins hath order Granted him for three hundred and Seventy Acres of Land in *Chickahominy* formerly Granted to M^r *James Bray* & *Thomas Hancock* and by them Deferted Entring Rights According to Custome.

Kendall p
Land

The order of Six Thoufand Acres of Land that was Granted to W^m *Kendall* iunior and *Mary Kendall*, is at the Request of Co^{ll} W^m *Kendall* order'd that they have A Pattent for the Said Land in theire owne name. And that the f^d Co^{ll} *Kendall* in Court Renders all his Right and title that he hath to the f^d Land to his Said Children.

Wyatt &
Harrifon p
Land

Vpon the Petiçon of M^r *Nich Wyatt* & M^r W^m *Harrifon* iunior It is order'd that Co^{ll} *Tho: Liggon* and M^r *James Minge* Surveyo^{rs} Survey their Land According to the Lawfull bound thereof, and what Surplus is found within the old bounds they to have a Grant thereof Entring Rights for the fame, Every p^{son} Conferred to have Lawfull Notice hereof

Laurence vs
Bustone

M^r *Richard Laurence* in Court makes Appeare that there is Due to him seven yeares Service from *John Bustone* for his Running Away and other Charges, and the Said *Laurence* is Contented wth five yeares Service, It is therefore order'd that the Said *John Bustone* Serve the Said *Laurence* five yeares After his time by Indenture is Expired

Ludwell p
Land

L^t Co^{ll} *Phillip Ludwell* hath order Granted for four hundred Acres of Land in *Horecocke* Swamp in *New Kent* County formerly Granted to *Gyles Rogers* and by the Said *Rogers* Sold And Assigned to *Walter Corradine* and for want of feateing by him Deferted Rights Entred for the fame

Governo^r vs
Egglestone

Whereas *Benjamin Egglestone* of *James Citty* County hath most p^{sum}tuously and impudently intrenched vpon the p^{rog}ative and abused the Authority of the Right Hono^{ble} the Governo^r, It is therefore order'd that the Sherriffe of *James Citty* take him into Custody and that he be Publicuely at *James Citty* and have Thirty Nine L^{af}hes, v^{le}fs he forthwith Give Good Security to the Said Sherriffe for payment of Three Thoufand pounds of to^{bb} and Caske to be Dispo^sed of for buying of Armes for this Country and that *Egglestone* pay Co^sts Sute

Governo^r
absent,

Afternoone

Afternoone

[present]

GOVERNO^r S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr Edward Diggs Co^{ll} Swann
Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Kirkman p
Land

M^r Francis Kirkman hath order Granted for Two hundred Acres of Land in Hampton Parish form^{ly} Granted to Lidia Webster and since to Nich: Bond and since to John Baskerville and by him Deferted Enttring Rights According to Custome

Hayes vs
Thorogood

The Difference Betweene Owen Hayes P^t and L^t Co^{ll} Adam Thorogood Defd^t about Land, *It is order'd* that the order of Lower Norfolk County Court be Confirmed and Hayes Pay Cofts sute

Clarke vs Parke

Vpon the Peti^{on} of Richard Clarke *It is order'd* that Thomas Whaley and Rob^t Cobb Veiw L^t Co^{ll} Daniell Parke his fence and Report thereof to the next Gen^l Court

Baugh vs farrell

The Difference Betweene Jⁿ Baugh and John farrell about a Certaine Tra^{ct} of Land in the Possession of William Loveden. *It is order'd* that the Said John Baugh have Possession of one moiety or halfe p^{rt} of the said Land he paying his share of the Charges for Recovery of the said Land and the Escheate

Lightfoote vs
Deane

Cap^t Phillip Lightfoote Non suites Ralph Deane he not Appearing to p^{ro}secute his ac^{on}. *It is Therefore order'd* the said Deane pay Damage According to Act wth Cofts

Lightfoote vs
Sherrif

Whereas Cap^t Phillip Lightfoote had a Writt Directed to the Sherriffe of James Citty County for the Arresting of Ralph Deane who was Accordingly Arrested an noe security Returned Judgment *is therefore Granted* the said Lightfoote Against the said Sherriffe for what he shall make Appeare Justly Due the Next Court if he then Cause not the said Deane to Appeare

Majo^r p Land

W^m Major hath order granted to take vp and Pattent one hundred and fifty Acres of Land or thereabouts in Hampton Parish formerly Granted to W^m Townsend and for want of seateing by him Deferted Enttring Rights According to Custome

The 22nd October 1673

[present]

GOVERNO^r Tho: Ludwell Se^cr Edward Diggs Co^{ll} Swan Co^{ll} Bacon Co^{ll} Beale
L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Kendall p
Land

John Kendall hath order Granted him for two hundred Acres of Land in Accomack form^{ly} taken vp by Co^{ll} W^m Kendall & for want of Seateing by him Deferted Enttring Rights According to Custome

Rayner vs
Benford

W^m Rayner Servant to One Simon Benford, *It is the opinion of this Court* that the Said Rayner is free. *It is Therefore order'd* the said Simon Benford forthwith pay vnto the said Rayner Corne and Clothes According to the Custome of the Country & that the said Benford pay to the said Rayner one hundred & ffifty pounds of to^{bo} for his Charges, wth Cofts

Whittington vs
Mills exit ex
Corp

W^m Whittington of Accomack Non suites James Mills noe Declara^{on} being Entred, *It is therefore ord'd* the said mills pay Cofts and Damages According to Act

Wallop

*Wallop vs Mills
exit ex corp*

John Wallop Non fuites *James Mills* noe Declaraçon being Entred *It is therefore orderd* the said *Mills* pays Cofts and Damages According to Act

*M^{rs} Jennings vs
Clayton*

Whereas *M^{rs} Katherine Jennings* Admtrix of Co^{ll} *Peter Jennings* Deçd had a writt Directed to the Sherriffe of *Northumberland* County for the Arresting of *James Gaylord* who was Accordingly Arrested & *M^r James Clayton* Returned Security Judgm^t is therefore Granted the said *M^{rs} Jennings* Against *M^r James Clayton* Security for *James Gaylord* (he not Appeareing) for what she shall make Appeare Justly Due the next Court in Case he then Cause not not the said *Gaylord* to Appeare

*ffoxcraft vs
Newell*

Judgment is Granted *Isaac ffoxcraft* Against the Admtrix of *Johna: Newell* for payment of of Twenty one pound & fiftene Shilling sterl, being P^{ar}tly by p^{ro}tested bills of Exchange to be paid out of the Said *Newells* Estate according to Priority wth Cofts and Damages According to Law

Jordane vs Page

Judgment is Granted L^t Co^{ll} *Geo: Jordane* Executor of *M^r Thomas Hunt* Against *M^r John Page* Extr of *M^r Mathew Page* for Payment of Seven hundred pounds of to^{bo} and Caske wth Coft being in ballance of bills and Accompts

*Warkman vs
Gardner*

The Difference Betweene *M^r Robert Warkeman* Attorney of *Stephen Procter* and *Martin Gardner* is to Co^{ll} *Smith* & *M^r John Page* to Examine & Audite the Accompts Betweene them and make Report thereof to this Court

Page vs Newell

The Difference Betweene *M^r John Page* Extr of *Math Page* *M^{rs} Eliz: Newell* Admtrix of *Johna: Newell* is Referred to y^e next Gen^{ll} Court where the Admtrix is to bring *Gill*

Afternoone

[p^{re}sent]

GOVERNO^r *S^r Henry Chicheley* Kn^t *Tho: Ludwell* Seçr *Edward Diggs* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

*Baugh vs
ffarrell*

It is orde'd that *John ffarrell* Draw up his Accompt Against *Jn: Baugh* that the said *Baugh* may know his P^{ar}t of the Charges for the Land that y^e said *Baugh* Recovered of *Jn^o ffarrell*, on munday morning Next

*Saffin vs Sherr
. . .*

The order that *John Saffin* had the Laft Gen^{ll} Court Against the Sherriffe of *Northumberland* County for the non Appeareance of *Richard Thompson* (he being Returned Arrested and noe Security taken) for payment of ffour Thoufand one hundred forty four pounds of tobacco and Caske is Now Confirmed by Reason the Said *Thompson* not Appeareing This Court *It is therefore orde'd* the said Sherriffe pay the some of ffour Thoufand one hundred forty four pounds of to^{bo} & Caske wth Cofts and Damages According to Act

*Jordane vs
Collier*

The order that L^t Co^{ll} *Geo: Jordane* Attorney of *Henry Waller* Obtained against *M^r W^m Collier* in September 1671 for ffifty pound five Shillings and three pence is Now Renewed, *It is therefore orde'd* that the said *M^r W^m Collier* pay the said Some wth Coft fute als ex

*Hetherfall vs
Seywell*

The Difference Betweene *M^r John Hetherfall* & *Tho: Seywell* is Referred to the 3^d Day of the next Gen^{ll} Court

Warckman

*Warckman vs
Gardner*

The Difference Betweene Mr *Robert Warckman* Attorney of *Stephen Procter* and *Martin Gardner* about A Debt Due from the Said *Gardner* to *Procter* to One hundred & Six pounds Eight shillings & Three pence is Referred till this time Twelve month when *Gardner* is to give A Just Accompt of the p^duce of the Goods fould for y^e said *Procter*

*Warckman vs
Newell*

Judgment is Granted *Robert Warckman* Attorney of Mr *Theo: Chadwell* Against the Administatrix of *Johna: Newell* for payment of Ninety pound *Sterling* to be paid out of the said *Newell* Estate According to Priority with Cofts But vpon the Reasonable motion of the Admitrix of the said *Newell*: It is order'd that this order be suspended vntill Mr *Tho: Chadwell* of *London* make Oth that he hath Received noe p^t nor p^{cell} of the said Debt, Noe Judgment after this is to take place before this

*Sherman vs
Knowles*

It is order'd that the order of Tenn Thoufand pounds of to^{bo} obtained in *Henrico* County Cout by Mr *John Knowles* Against *Henry Sherman* for A fine About Indians be made Void

Epes vs Jordane

Judgment is Granted Mr *ffrancis Epes* on the Behalfe of *Thomas Sandes* and Company, Against L^t Co^{ll} *George Jordane* Extr of *Tho: Hunt* for Payment of Two Thoufand Eight hundred pounds to^{bo} and Caske wth Cofts to be paid out of the said *Hunts* Estate

*Needles vs
Strange*

The Difference Betweene Mr *John Needles* P^{tr} and *Thomas Strange* Defd^t is Dismitt.

*Cowles vs
Moryson*

Judgment is Granted Mr *Edmond Cowles* Against L^t Co^{ll} *Ch: Moryson* Attorney of Mr *W^m Marshall* for Payment of Two hoggs-heads of *Muscovado* Sugar Conteyning Neate Sixteene hundred & twelve pound & one Punching of Rum Conteyning Eighty Six gallons, one Punching of mallafus Conteyning Eighty five gallons. Two Drie h^{ds} for fugar two little Punchings for Rum & mallufus w^{ch} Acco^t was p^hibited in Court & is to be paid According to Articles, wth Cofts Sute

*Hetherfall vs
Watkins*

John Hetherfall Non Suites *Phillip Watkins* he not Appeareing to p^lecute. It is therefore order'd the said *Watkins* Pay Cofts & Damages According to A^ct

The 23^d October 1673

[p^lent]

GOVERNO^r *Tho: Ludwell* Se^cr *Edward Diggs* Hen *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Esq^r

Vdall vs Hartly

The Difference Betweene *Tho: Vdall* P^{tr} & *Tho: Hartly* Defd^t about A Mare is Referred to A Jury of the neighbourhood who are to Examin the Difference and make Report thereof to the Next Gen^l Court, the Mare to be brought before the Jury.

Afternoone

[p^lent]

GOVERNO^r *Tho: Ludwell* Se^cr *Edw^d Diggs* Hen: *Corbyn* L^t Co^{ll} *Parke* Esq^r

Smith vs Pate

The Difference Betweene Mr *Laurence Smith* on behalfe of the orphans of *Robert Colefero* & Mr *Tho: Pate* about Land was Referred

Referred to Cap^t *Robert Beverly* and M^r *Geo: Morrice* Surveyo^{rs} to Survey and Lay out the Said Land in Difference which is Accordingly Done, *It is therefore orde'd* the said Survey be Confirmed and *Tho: Pate* pay Cofts

*Pate vs
Charlton*

The Difference Betweene M^r *Thomas Pate* and *Christopher Charlton* vppon An Appeale from *Glouster Court* to the Laft Gen^l Court about the Said *Charlton*s freedome and Referred to this Court where *it is orde'd* that the Said *Charlton* Serve Six yeare from his first Comeing into this Country According to Agreement And that the Said *Pate* be Satisfied by Service from the Said *Charlton* for his Absence from his Said Master

ffrom which Judgment the Said *Charlton* Appeals to this Affsembly

The 24th of October

[p^{re}sent]

GOVERNO^r *Tho: Ludwell* Sec^r *Edw^d Diggs* Co^{ll} *Bacon Hen: Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Esq^{rs}

*Busfhrod vs
Newell*

Judgment is Granted M^r *Tho: Busfhrod* Against the estate of M^r *Johna: Newell* Dec^d for payment of fiftene pounds Three Shilling & Six pence to be paid According to Priority. It being a bill of Exchange Drawne by the Said *Newell* on M^r *Richards* and by him p^{re}tested, wth Cofts and Damages According to Act wth Cofts fute

*Busfhrod vs
Lloyd
Woodward vs
Norfworthy
Lancaster vs
Norfworthy*

The Difference Betweene M^r *Tho: Busfhrode* and M^r *W^m Lloyd* is Referred to the Next Gen^l Court

The Difference Betweene M^r *Tho: Woodward* and M^r *Tho: Norfworthy* is Referred to the 3^d Day of the next Gen^l Court

It is orde'd that *John Lancaster* Servant to M^r *Norfworthy*. Vpon his Complaint of Abuse with Noe fault Committed be by the Justices of the *Isle of Wight* County fould from his said master

*Perforce vs
Woolf*

Abraham Perforce Peticioⁿing to this Court for a Confirmaⁿcon of a Deed made to him by *W^m Woolf* for A p^{ar}cell of Land, and the said *Woolf* being Runn away. *It is therefore orde'd* the Assignm^t of the said Land be Confirmed

*Scarsbrooke vs
Wild*

The order of the Laft Court about the Laying out of Land in Difference Betweene Major *John Scarsbrooke* Atto of M^r *Rob^t Bullocke* & M^r *Daniell Wild* is Still Continued and Report to be mad to the 3^d Day of the next Gen^l Court M^r *Wild* to have Lawfull Notice of this order

Winn vs ffoxall

Whereas *Jospher Winn* had A Writt Directed to the Sherriffe of *Rappahanock* County for the Arresting of *Peter Ould* who was Accordingly Arrested (and he not Appeareing) and M^r *John ffoxall* Returned Security. Judgment is therefore Granted the said *Jospher Winn* Against the said *John ffoxall* for what he Shall make Appeare Justly Due the next Court in Cafe he Cause not the said *Ould* then to Appeare

Bray vs Vaynes

The Difference Betweene M^r *Plomer Bray* and M^r *Jn^o Vaynes* vppon an Appeale from *Lower Norfolke* County Court is Referred to the said Court to be Ended by a full Court

[p^{re}sent]

[p̄sent]

GOVERNO^R S^r Hen: Chicheley Kn^t Edw^d Diggs Co^{ll} Bacon Hen: Corbyn Co^{ll} Beale
L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Accomack
indians about
L^d

It is orderd that the Surveyor of Accomack Lay out the Six hundred & fifty Acres of Land Belonging to *Chingoskin* Indians, and if it is found that *Thomas Harmonson* hath runn wthin their bounds the Indians to have Possession and *Harmonson* to be Turned out

Holt vs Ogell

Randall Holt Nofuites *Eliz: Ogell* she not Appeareing to p̄secute her ac̄on *It is therefore orderd* She pay Damages According to Act wth Cofts

Sentence of
Death vpon
W^m Lightly

W^m Lightly Indited and tryed for his Life for murdering *James Cannady* and *Ann* his wife Yefterday the Grand Jury Brought in their Virdict *billa Vera*. then a Jury of Life and Death was Impannelled, who now bring in their Virdict Guilty. vpon which Virdict Sentence of Death past Against the Said W^m Lightly to be hanged by the Neck vntill he be Dead on *Monday* in the Afternoone Next

The 25th Octobr 1673

[p̄sent]

GOVERNO^R S^r Hen: Chicheley Kn^t Tho: Ludwell Sēr Edw^d Diggs Co^{ll} Bacon Hen:
Corbyn Co^{ll} Beale L^t Co^{ll} Parke Tho: Ballard Esq^{rs}

Smith vs
Cheefeman

The Difference Betweene L^t Co^{ll} John Smith Attorney of M^r Rich^d Tyler of London, and M^r Edm^d Cheefeman about Certaine tracts of Land in *Glouster* County. *It is orderd* that the Said tracts of Land be Confirmed to the said M^r Tyler According to the Custome of the Curtesie of *England* and that the Said Cheefeman pay Court Charges

The 27th Octobr 1673

[p̄sent]

GOVERNO^R S^r Hen: Chicheley Kn^t Tho: Ludwell Sēr Edw^d Diggs Hen: Corbyn
Tho: Ballard Esq^{rs}

Pitt vs Earneft

In the Difference of Land Betweene Co^{ll} Robert Pitt P^{te} and W^m Earneft Defd^t and Co^{ll} Joseph Bridger Apeareing for the Said Earneft & p̄tending A Right to the Said Land, It is Ref^d to An Able Jury of the neighbourhood and Surveyor who According to such Evidences as Shall be p̄duced, and haveing Refference to the Pattents and y^e Platt Dated in 1643 of the said Land in difference are to Lay out the Said Land Late of Cap^t Virton According to p̄cedency of Grant and According to the Ancient Reputed bounds of the said Pattent and Platt and to Returne their p̄ceedings therein to the Next Gen^{ll} Court.

Ord^r p̄ y^e
Clergy to meete
next Assembly³

From which Judgm^t Co^{ll} Rob^t Pitt Appeales to this Affsembly Vpon the Petīon of M^r Edw^d ffolliot and Severall other Clergy-men. *It is orderd* that all those that are of the Clergy make their p̄sonall Appeareance at *James Citty* at the next Gen^{ll} Court, all Excuses Laid Aside Sicknefs only Excepted

Afternoone

³ This should be, probably, General Court rather than Assembly, as it is General Court in the text.

Afternoone

[Present]

GOVERNO^r Tho: Ludwell Se^r Edw^d Diggs Co^{ll} Bacon Hen: Corbyn Tho Ballard Esq^{rs}

ffarrar vs
Sherriffe

Whereas M^r W^m *ffarrar* had a Writt Directed to the Sherriffe of Warwick County for the Arresting of of M^r Rich^d Whittaker who was Accordingly Arrested and Noe Security Returned and he not Appearing, Judgment is therefore Granted the Said M^r *ffarrar* Ag^t the Sherriffe for what he Shall make appeare Justly Due the next Court in Cause [case] he Cause not the Said Whittaker then to Appeare

Peirce vs Norton

The Difference Betweene *Jeremiah Peirce* and Hen: *Norton* about Land Now in the said *Nortons* Possession. It is ordered that the said *Peirce* be Possessed of the Said Land According to the Will of his father and the Sherriffe of Warwick County put the Said *Peirce* into Possession, & it is further orde^d y^t the said *Norton* Live vpon y^e Said Land this yeare, & y^e Said *Norton* is to Comitte noe Trespasse nor waft vpon y^e said Land, and that *Norton* pay Cofts

ord^r vs *Hull*

It is orde^d that L^t Co^{ll} *John Hull* Shew Cause to this Court or the next why he Disturbeth his neighbour and in the meane time they to have Possession of theire Severall Lands

Moore vs Light

Whereas *Andrew Moore* A Servant Negro to M^r *Geo: Light* Doth in Court make Appeare by Severall othes that he Come into this County but for five yeare, It is Thereof orde^d that the Said *Moore* bee free from his said master, and that the Said M^r *Light* pay him Corne and Clothes According to the custome of the Country and four hundred Pounds to^{bo} & Caske for his service Done him Since he was free, and pay Cofts

The 28th Octobr 1673

[Present]

GOVERNO^r Co^{ll} Bacon Hen: Corbyn L^t Co^{ll} Beale Tho: Ballard Esq^{rs}

M^{rs} *Randolphs*
ord^r to settle her
Husbands Estate

M^{rs} *Judith Randolph* hath Twelve monthes time Granted her from her Husband M^r Hen: *Randolphs* Death, to Settle his estate before Shee p^{ro}ceed to pay Any of the Debts Due from y^e Said M^r *Randolph*

Mathewes vs
Taloe

M^r *Mathewes* Nonsuites M^r *Taloe* Noe Cause of Ac^{con} being found. It is Therefore orde^d he pay Cofts and Damages According to Act wth Cofts, Cap^t Rob^t *Beverly* Security for Paym^t of the Same

Greene vs Bland

The Difference Betweene M^r *Roger Greene* and M^{rs} *Bland* about M^r *Holmwoods* Estate is Referred to M^r *James Bisse* M^r *Daniell Clarke* M^r *John Stith* & W^m *Duke* to Audite and Examine the Acco^{ts} Betweene them and make A finall End of this Difference, which is to be Done the 10th Decemb^r next

Whereas *William Vales* fervant to M^r *Walter Whittaker* Did Runaway by his Owne Confession fifty four Daies and tooke wth him a Boate of M^r W^m *Dudleys*, and Divers Goods Belonging to his

his maſter to the value of Eighteene hundred & fifty pounds of to^{bo} Coſt his ſaid maſter One Thouſand pounds to^{bo} for taking him vp and Bringing him home. *It is therefore orde'd* that the Said *W^m Vales* Serve According to Act of Affembly in Such Cafes

Leviſtone vs
Auſtin
Exit ex Coꝝp

The Difference Betweene *Mr W^m Leviſtone* and *Mr Sam^{ll} Auſtin* vppon an Appeale from *Glouſter* Court, *It is orde'd* that the order of *Glouſter* Court be Confirmed and that the Said *Mr Auſtin* Pay Coſts and Dammages According to Act of Affembly in Cafe of Appeales

ffitzherbet vs
Alexander

In the Difference of Land Betweene *Mr John ffitzherbet* and *Cap^t Jⁿ Alexander*. It is the Opinion of this Court that the title of the Land belongs to *Mr ffitzherbet* *It is therefore orde'd* that the Sherriffe of *Stafford* County put the ſaid *ffitzherbet* into Poſſeſſion of the Said Land, and that *Cap^t Alexander* be paid his Reasonable Charge for building and Cleareing vppon the Said Land before the firſt Commencem^t of this Sute as Shall be judged by a Jury of the Neighbourhood, & *Alexander* pay Coſts *als ex*

Jerman p
Land

William Jerman hath order Granted to Pattent Three hundred Acres of Land in the County of *Accomack* Lying at *Moffongo* Creeke formerly Pattented by *Mr Curtis* and for want of Seateing by him Deferted Enttring Rights According to Cuſtome

Low p Land

Thomas Low hath order Granted to Survey his Land in *Middleſex* County and what Surplus Waſt or King Land is found wthin the old bound or Adjoyning to it he to have A Grant thereof Enttring Rights According to Cuſtome, Not Injuring any p^{re}ceding Grant

Cutler vs
Ozborne

Elinor Cutler Servant to *Thomas Hancock Jr* by this Court Court jud^d free By Reaſon the Said *Hancock* hath not p^{er}formed his p^{ar}t of the Agreement made Betweene them & *Hancock* pay Coſts

Afternoone

[p^{re}ſent]

GOVERNO^R Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Eſq^{rs}

Wattles vs
Slader

John Wattles Extr of *John Burth* Dec^d Nonſuits *Mathew Slader*. *It is therefore orde'd* that the ſaid *Slader* pay Damages According to Act wth Coſts

Blayton vs
Ozborne

The Cauſe Depending Betweene *Thomas Blayton* P^{lt} and *Elias Ozborne* Defd^t vppon Appeale is Referred Back to the County Court of *Charles City* to be tryed by an Able Jury and there to be Ended

Weekes vs
James

It is the Opinion of this Court that *Rob^t Weekes* hath no Cauſe of Ac^{con} Againſt *Mr Rich^d James* about *Holder* *It is therefore orde'd* the ſaid *Weekes* pay Damages According to Act wth Coſts, but at the Requeſt of the ſaid *Weekes* is Referred to the Conſideration of the Affembly

Poole vs Minge

The Difference Betweene *Ralph Poole* and *Mr James Minge* vppon an Appeale from *Charles City* County Court is Referred back to *Charles City* County Court to be Determined

Wormely p
Land

L^t Co^{ll} *Chriſtopher Wormely* hath order Granted to Survey ffourteene hundred Acres of Land in *Rappahanock* County and *Mr W^m Mofeley* Appointed to Survey the ſame

Walton

Walton p
Land

W^m Walton hath order Granted for four hundred Acres of Land in *Accomack* County one the Western Island formerly Pattented by *Mr Ambrose White* and for want of Seateing by him Deferted Entring Rights According to Custome

Whitehaire vs
Newell

In the Difference Betweene *Mr Rob^t Whitehaire* Attorney of *Mr Spencer Piggott* and *Mr^s Eliz: Newell* Adm^{trix} of *Johna: Newell* Dec^d about a Debt Due from the said *Newell* to *Mr Piggott* Amounting to two hundred Sixty seven pound three shilling and seven pence *sterl* is Referred to the Next Court held for *Yorke* County to be Ended, noe Judgment After this is to Take Place before this

Potter vs Newell

The Difference Betweene *L^t Co^{ll} Potter* and *Mr^s Eliz: Newell* Adm^{trix} of *Johna Newell* Dec^d is Referred to the third Day next Gen^{ll} Court

The 29th October 1673

[p^{sent}]

GOVERNO^r Major Gen^{ll} *Bennett Hen: Corbyn Co^{ll} Beale L^t Co^{ll} Parke Tho: Ballard*
Elq^r

Wallops Rights

made vfe of *

Certificate is Granted to *John Wallop* for Tranfportation of *Thomas Winch Samuell Palmer, Will Beverly, Hen Plundell oliver ozborne ffra: Taylor, James Cotton John Role Rob^t Crampton John Ventris Ja: Eveling John Low, Rich^d How Hen: Bamton, Tho: Wankling Will Kub, Tho: Kent & Mary Pitthouse,* into this Colony

Scarbrough for
Land

Mr Charles Scarbrough hath order Granted to New Pattent two thoufand one hundred Acres of Land form^{ly} Granted to his ffather and by his ffather Given to the said *Charles Scarbrough* and by him Pattented but for Want of feating by him Deferted, the Rights that Belongs to the form^r Pattent to ferve for this By Reafon It was by miftake of the said *Mr Scarbrough* feated without the Bound of his said Pattent

Cutbert Potter vs
Ambrose Clare
Exit Ex Corp
Pitt vs Godwin

Judgment is Granted *Co^{ll} Cut: Potter* Againft *Mr Ambrose Clare* for payment of four Thoufand two hundred pounds pounds to^{bo} and Caske wth Cofts

Whereas It Appeares to this Court that the Difference Betweene *Co^{ll} Rob^t Pitt* and *Cap^t Tho: Godwin* about Land was long fince Determined. It is Therefore order^d the Sute be difmift, and *Co^{ll} Pitt* Pay Cofts

Senior vs
Thompson

In the Difference Betweene *Tho: Senior* and *Mr W^m Thompson* about A Leafe of A Plantacon Lett from the f^d *Senior* to *Thompson* It is Referred to An able Jury of the Neighbourhood to Veiw The Houfes and Plantacon, and Enquire into the Damages Done by the Said *Mr Thompson*. and wheither the Houfes were Blowne Downe by the Great Guft or not and what Houfes *Mr Thompson* hath Errected, and wherein he hath failed in p^{er}forming his Covenant in the Leafe, haveing Refpect to what Condiçon the Houfes and Plantacon were in when *Mr Senior* firft Came thereon, and make Report thereof to the firft Day of the Next Gen^{ll} Court for Judgment

Gardiner

* This is probably a note made by the clerk in looking over the book some time after the entry was made and when the land had been actually patented.

*Gardiner vs
Hull*

In the Difference Betweene Mr *Martin Gardiner* Guardian to Mr *Tylers Orp^{ts}* and others P^{l^c} and L^t Co^{ll} *John Hull* Defd^t about Land It is Referred to A Jury of the neighbourhood and Mr *Rob^t Beverly* Surveyor to survey and Lay out the said Land According to Co^{ll} *Hulls* Pattent, and that the said Jury Enquire into all Evidences and Claimes made by Any Parties and make Report to the first Day of the next Gen^{ll} Court

Procter vs Sherr

Whereas Mr *Geo: Procter* had A Writt Directed to the Sherriffe of *Henrico* County for the Arresting of *John Puckett* who was Accordingly Arrested, and he not Appeareing and Noe Security Returned, Judgment is therefore Granted the said Mr *Procter* Against the Sherriffe for payment of Two Thousand pounds to^{bo} and Caske, in Case he Cause not the said *Puckett* to Appeare the Next Court

Afternoone

[present]

GOVERNO^R Major Gen^{ll} *Bennett* Co^{ll} *Swann* Co^{ll} *Bacon* Hen *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Esq^{rs}

*Warckeman vs
Newell*

Judgment is Granted Mr *Rob^t Warckman* Attorney of Mr *Stephen Procter* Against Mr^s *Eliz: Newell* Admtrix of *Johna. Newell* Dec^d for payment of Two hundred Sixty nine pound Seven shilling, It being A Debt from the said *Newell* to Mr *Procter* wth Cofts and intrest, to be paid out of the said *Newells* Estate According to Priority

Swayne vs Bray

The Difference Betweene Mr *Plumer Bray* & Jn^o *Swayne* vpon an Appeale from *Lower Norfolk* County Court, It is order^d that the order of that Court be Confirmed and Mr *Bray* pay Cofts and Damages According to Act

*Wheeler vs
Minge*

The Difference Betweene Mr *Nevett Wheeler* Guardian to *Tho Bird* and Mr *James Minge* vpon an Appeale from *Charles Citty* County Court, It is order^d the order of that Court be Confirmed and Mr *Ja: Minge* pay Damages According to Act wth Cofts

*Porter p
Rights*

Certificate is Granted to Jn^o *Porter* for Transporta^{on} of *Cha: Grundy* Jn^o *Stroud Ann ffisher* Jn^o *Mueden Patrick Kyle Ann Clarke* *Charles Bluin* Jn^o *Pearse & Cor: Mackenney* into this Colony, made use of ^s

Bird vs Page

The Difference Betweene Jn^o *Bird* P^{l^c} and Mr *Jn^o Page* Extr of Mr *Math: Page* Defd^t is Referred to A Jury

30th October 1673

[present]

GOVERNO^R Sr *Hen: Chicheley* Major Gen^{ll} *Bennett* Co^{ll} *Nath: Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Esq^{rs}

*Manering vs
Jones*

The Difference Betweene *Steph Manering* and *Geo: Jones* vpon an Appeale from *Rappā* Court is Referred to the 3^d Day of next Gen^{ll} Court.

*Hatcher vs
Carter*

In the Difference of Land Betweene W^m *Hatcher* on his behalf and on the Behalfe of the orp^{ts} of W^m *Hutchenfon* P^{l^c} and L^t Co^{ll} *Jn^o Carter* Def^t It is Referred to An Able Jury of the neighborhood and

^s See Note 4

and Mr *Moseley* Surveyor to Survey and Lay out the said Land According to the Survey of Co^{ll} *Mathewes* and if noe Survey & Lines of marked trees be found then to Lay it out According to Co^{ll} *Mathewes* his Pattent Dated y^e 1st of *August* 1643. And if they find that the Said *Hatchers* five Hundred acres of Land and the Said *Hutchenfons* three Hundred Acres of Land be within Co^{ll} *Mathewes* Survey or Pattent they are Accordingly to make Report thereof the 3^d Day of the next Gen^{ll} Court for Judgment

By Order of the Governo^r and Councill It is Added that the County Court Appoint An Able Jury to be wth the Surveyor above orderd

Tomkins p
Land

Hannah Tomkins hath Order Granted to take vp And Pattent what Land is adjoyning to hers in *Glouster* County Enttring Rights according to custome

Greene vs Bland

Vpon the Petiçon of *Roger Greene* for payment of his Claime from the Estate of Mr *John Holmwood* Decd. It is the Judgm^t of this Court that Eight Thoufand four Hundred Twenty one pounds of Tobo and Caske for which he had an order the 25th *Nobr* 1671 be paid out of the Decedents Estate first and next after funeral^l Charges Rent bills and Bonds vnder hand and Seale due at the time of The said *Holmwoods* Death. And before Mr^s *Bland* be Satisfied any p^{rt} of hir Claime by the p^tended Cop^rtnershipp Betweene hir Late Hufband and the Said *Holmwood*. And that the said *Greene* have his Choice from the Decedents bills or other Estate for Satisfacōn of the Said Eight Thoufand four hundred twenty one pound of tobo after Satisfacōn of the Debts Above mençoned. Which Explanaçon of the above mençoned order is made for the Auditor^s better p^{ce}eedings at their meeting the 30th *X^{ber}* Next als ex.

Potter vs Waad
Exit ex Corp

Judgment is Granted L^t Co^{ll} *Cutbert Porter* Against Mr *Edw^d Waad* for paym^t of Two Thoufand one Hundred & Thirty pounds of tobo & Caske with Cofts.

31th *October* 1673

[p^{se}nt]

GOVERNO^r Sr *Hen: Chicheley Tho: Ludwell Secr Edw^d Diggs Major Gen^{ll} Bennett*
Co^{ll} *Swann* Co^{ll} *Bacon* Hen: *Corbyn* Co^{ll} *Beale* Esq^r

Hicelde vs Reade

Whereas *John Hicelde* bound himself to Mr *W^m Read* for two years tenn months but the Agree^{mt} not p^{er}formed by The Mr *Reade*. It is therefore order the said *Hicelde* be free.

Bird vs Page

Whereas the Difference Betweene *John Bird* P^t and Mr *John Page* Extr of *Math Page* Dec^d. Defd^t was Referred to A Jury who have brought in theire Vird^t that they find for the Plantiff five Thoufand pounds of tobo and Caske Damages. The Court Doth Confirme the said Virdict And order that Mr *John Page* Extr of *Math. Page* Decd pay the said Some wth Cofts.

From which Judgment Mr *Jⁿ Page* Appeals to the Next Affembly.

Nancemond
p^{ish} for Land

Vpon Petiçon of Divers Inhabitants of the Lower p^{ish} of *Nancemond* County for swamp Land in the Said Countie bounding vppon their Severall Plantaçons. It is ordered that Every owne of them have an Equall Share of the said Swamp but not to be Pattent till further order of this Court by any p^{er}son whatsoever.

Marble

Marble p Land

Geo: Marble hath order Granted to take vp what waft is Adjoyn-
ing to his houfe in *James Citty* not pjudicing Any form^r Grant.

Cole p Land

Vpon the Peticon of Co^{ll} *Will^m Cole* ffor that their was a miftake
in a former Survey made *It is ordered* that M^r *Robert Beverly*
Surveyor Survey his Thirteen Hundred & fifty Acres of Land in
Warwick County According to the true Intent and meaning of his
pattent not Regarding the former Amifs made Survey but Accord-
ing to the true and Ancient bounds thereof as he fhall be Guided
by the Pattent and make Report the next Gen^{ll} Court Gen^{ll}
Court to be Confirmed all p^{er}sons that Give any Intelligence to
be p^{re}sent together wth all p^{er}sons Concerned.

The 3^d Nov^{br} 1673

[p^{re}sent]

GOVERNO^r S^r *Hen: Chicheley Tho: Ludwell Secr Edw^d Diggs Hen: Corbyn Tho:*
Ballard Efq^{rs}

Wallop vs
Cuftis Exit ex
Corp.
Ellis p Land

John Wallop Nonfuites M^r *John Cuftis* he not Appeareing to
p^{re}fente his fute Againft the faid *Wallop* *It is therefore orderd* the
faid M^r *Cuftis* pay Damages According to A^{ct} wth Cofts.

John Ellis hath order Granted to Pattent one Hundred Acres
of Land in *Nancemond County* adjoyning to his Land and the
Land of *John Battle* Enttring Rights According to Cufrome.

Bowler vs Leifter

Whereas M^r *Tho: Bowler* had an order Againft the Sheriffe of
Northumberland County the laft Court for the Non Appeareance
of *Robert Jones* he being Returned Arrested and Noe Security
taken for Payment of One Thoufand Seven Hundred fifty fix
pounds of tobo and Caske, And the faid *Jones* not Appeareing this
Court *It is Therefore orderd* that M^r *Edward Leifter* Late Sherriffe
of the faid County pay the faid fome of One Thoufand Seven
Hundred fifty fix pound of tobo and Caske wth Cofts of fute *als ex.*

Hixon vs Reeves

Whereas the Laft Gen^{ll} Court Cap^t *Robert Beverly* was Added to
Affift A Jury to Enquire into the bounds of Land and fforceable
Entry in Difference Betweene *Tho: Hixon* and *Geo: Reeves* and
make Report to *Middlefex* Court. *It is orderd* the order of the Laft
be Continued and they to p^{ro}ceed to Enquire into the bounds and
forceable Entry Betwixt this and the Laft of *Nobr* and to make
Report to the Next Court held for *middlefex* County

Taloe vs Garland

Whereas the Difference Betweene *Peter Garland* and *James*
Taloe at the *Isle of Wight County* Court in *Aprill* was Referred to
A Jury And the faid *Garland* Appealeing to this Court where *It is*
orderd that the Juries Virdict be Confirmed And *Garland* pay
Cofts And Damages According to A^{ct} in Cafe of App^{les}

Garland vs
Taloe

The Difference Betweene *Peter Garland* And *James Taloe* is
Referred to the third Day of the next Gen^{ll} Court by Confent

ffoster vs Goffe

Whereas by A former order of this Court *Rich^d Longman* as
Attorney of Cap^t *Phillip ffoster*, Obtained Judgm^t Againft the
Eftate of of *Jn^o Goffe* for payment of thirty pound *sterling* wth
Cofts And Whereas Execu^{con} hath iffued out and Returne made by
the Sherriffe of *New Kent County* that their is noe Eftate in the
faid County but A p^{ar}cell of Land, *It is* (vpon the Peticon of the
faid *Longman* as Attorney Aforesaid) *orderd* that an Extent Accord-
ing to Law be Granted the faid *ffoster* Againft all the Lands of the
faid

faid *Goffe* which shall be found in *New Kent County* and that the Sherriffe of the Said County Impannell an Able Jury to Enquire into the pfitts of the faid Land and putt the faid *Longman* as Attorney aforefaid into Poffeffion and to Enjoy the fame vntill the faid fome of thirty pound *fterl* wth Cofts be fully paid

*Awborne &
Kirkman
p Land*

Rich^d Awborne And *ffra: Kirkman* hath order Granted to Pattent Two hundred and ffifty Acres of Land formly in *Yorke County* now in *James Citty County* in the fforrest bounding on *Lucey Webfters Land* formerly Granted to *Lucy Webster* and by her Deferted, Ent Rights According to Law

*Awborne vs
Horfely p
Bryan*

Whereas *Rich^d Awborne* had A writt Directed to the She^r of *New Kent County* for the Arresting of *Charles Brian* who was Accordingly Arrested, And he not Appeareing and *Rowland Horfely* Returned security. Judgment is therefore Granted the faid *Rich^d Awborne* Against *Rowland Horfely* for what he shall make Appeare Justly Due the next Court in cafe the faid *Horfely* Cause not the Said *Bryan* then to Appeare

Rolt vs Kay

It is order'd (Vppon the Petičon of *Jn^o Rolt* about A Tract of Land bought of *ffrancis Hale*) that *ffra: Kay* have noe Pattent iffue out of the Office before he Comence his fute to this Court or the Court of *Rappā* Concerning the pmisses

Hixon p Land

Vppon the Petičon of *Tho: Hixon* It is order'd that what furplus Land is found within his bounds he to have A Grant thereof *M^r Reeves* fhowing noe Reason to the Contrary, Enttring Rights According to Cuftome

Young vs Gwynn

The Difference Betweene *M^r Rich^d Younge* and *M^r Humphrey Gwynn* is vpon the Motion of Co^{ll} *W^m Cole* Attorney of *Gwynn* Referred to 3^d Next Gen^{ll} Court to be tryed

*Harris vs
Daniell*

The Difference Betweene *James Harris* and *John Daniell* is Referred to two Gentlemen Belonging to *Accomack* to bee Chofen by Both pties to be Ended, And if they Doe not Agree then they Are to Chofe A third Man

*Swann &
Drommond vs
Randolph*

Vpon the Motion of Co^{ll} *Tho: Swann* And *M^r W^m Drommond* It is order'd that the Judgments they Obteyned Against *M^r Henry Randolphs* Eftate be paid According to the Dignity of it but not to pceed Any other Debt of the Like Value

*Bowler vs
ffarrell*

M^r Tho: Bowler Nonfuites *M^r Hubert ffarrell* Noe Declaraçon being Entred Ag^t y^e faid *M^r Bowler*, It is therefore order'd that the faid *M^r ffarrell* pay Damages According to Aēt wth Cofts

The 4th Nov^r 1673

[pſent]

SR^W *BERKELEY* Kn^t Governo^r &c *Tho: Ludwell* Seē^r *Edw^d Diggs* Co^{ll} *Nath Bacon*
L^t Co^{ll} *Parke* Elq^{rs}

*Streater p
Land*

Vpon pſall of the Petičon of *M^r Edw^d Streater* And the Deed of his Mother It is the Oppinion of this Court that he ought immediately to be poſſed of all fuch eftate as is fettled on him by the faid Deed According to the Purport of the fame

The

The 8th *Nobr* 1673

[present]

GOVERNO^r *Tho Ludwell Se^cr Edw^d Diggs Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard*
Esq^{rs}

Indian vs
Arnold

It is Order'd that Mr Anthony Arnold forthwith Deliver vnto . . . the Monguy of Chichahominy all such Roanoak, skins, bills, And other things which he the said Arnold hath Received from the said Monguy And at the Next Gen^{ll} Court further Enquirey to be made of the Death of the Englishman And Indian Lately Killed And Co^{ll} Abrahall is hereby Required to make such Diligent Enquirey into the p^{ro}mises As he Cann, And to Make Report to the Next Gen^{ll} Court, Where all p^{er}sons Confernd are to be p^{re}sented

The 10th *Nobr* 1673

[present]

GOVERNO^r *Edw^d Diggs Co^{ll} Bacon L^t Co^{ll} Parke* Esq^{rs}

Kearney p^{ro} a
Landing

Vpon the Reasonable Peti^{ti}on of Mr *Barnaby Kearney* for A Landing The Commi^{ss}ioners of *Nansimond* County are hereby Defired And Appointed to Lay out the said *Kearney* A Way to the wat^{er} side p^{ro}vided It be Done with most Convenience of Not p^{re}judiceing his Neighbours

The 10th *Nobr* 1673

Co^{ll} *Joseph Bridger* sworne one of the Councell of fstate for this Colony.

The Adjourned to the first *Aprill* Next

Test

Hen: Hartwell Cl Con

At a Gen^{ll} Court held at *James Citty* 2^d *Aprill* 1674

[p^sent]

SR W^m BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr
Co^{ll} Nath: Bacon Hen: Corbyn L^t Co^{ll} Dan^{ll} Parke Esq^{rs}

Kirkman p^s
Land

ffra: Kirkman hath order Granted him to Pattent Twelve Acres of Land and 29 Chaine, in *Yorke* Countie neere the land of L^t Co^{ll} Barber De^ced, formerly Granted to *John Risley*, and by him Deferted, Entring a right According to Cu^stome. The Said *ffra*: Kirkman in Court Transferrs all his right that he hath to the Said Land vnto the Said *John Risley*

Tomson p^s
Land

Mr W^m Thomson hath order Granted to Pattent about five hundred Acres of Land in *Surrey* County formerly Granted to *Anthony Spiltimber* and Since to *Richard Awborne* and for want of Seateing by them Deferted, Ent rights According to Cu^stome.

Beverley p^s
Land

Cap^t Rob^t Beverley hath order Granted to Survey and Pattent a Thoufand Acres of Land in *Rappahanock* County on the South Side of *Gilfons* runn formerly Granted to Mr *John Pate* by Pattent Dated 31th *December* 1662 and for want of Seateing by him Deferted, Entring rights According to Cu^stome

Wright p^s Land

John Wright hath order Granted him to Survey and Pattent Seven hundred Acres of land Lying in *Chickahominy* formerly Granted to *Thomas Maples* and for want of Seateing by him Deferted Entring Rights According to Cu^stome.

Beverley &
Barber p^s Land

Cap^t Robert Beverley and *Richard Barber* hath order Granted to Pattent Six hundred Acres of Land on the South Side of *Rappahannock* River in *Rappahannock* County (Joyning to to the land of Hen: *Jerman W^m Grey* and *Tho: Page*) form^{ly} Granted to *James Coggill* and for want of Seateing by him Deferted Ent. rights According to Cu^stome.

Mofely Beverly
& Cattlett p^s
Land

Cap^t W^m Mofeley Robert Beverly & Ni^{ch}: Cattlett hath order Granted to Pattent Twelve hundred Acres of Land in *Rappahan*. Countie on the North Side of *Gilfons* runn Joying to the said Cap^t Beverlys land & *Thomas Buttons* land formerly Granted to Mr *John Pate* and for want of Seateing by him Deferted Ent. rights According to Cu^stome.

The 3^d *Aprill* 1674

[p^sent]

GOVERNO^R S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Bacon Hen: Corbyn
L^t Co^{ll} Parke Co^{ll} *Joseph Bridger* Esq^{rs}

Mathewes vs
Roch

Vpon Peti^con of Mr *Thomas Mathewes* about the rehearing of a Cause betwixt him & *John Roch*. It is order^d the Cause be tryed the 6th Day of Next Gen^{ll} Court and that in the meane time there be noe further proceedings vppon the order of the County Court. *Roch* to have notice of this order

Arnold Fined
to y^e 4th *Aprill*

Whereas It Appeares to this Court by oth that Mr *Anthony Arnold* hath most p^sumptuosly Difobeyed an order of this Court and A warrant of Co^{ll} Rob^t *Abrahalls* sent to the Said *Arnold* by the

Governo^r

Governo^rs order, *It is therefore order'd* the M^r Anthony Arnold be fined Two Thoufand pound of tobacco and Caske wth Cofts Sute als ex which Said Tobacco is to be for the vse of the fort at Yorke Whereas L^t Co^{ll} Adam Thorogood had a Writt Directed to the Sherriffe of New Kent for the Arresting of Morgan Williams, who was Accordingly Arrested and he not appēing and noe Security Returned. *Judgment is therefore Granted* the L^t Co^{ll} Thorogood Against the Said Sherriffe for payment of Sixteene hundred and five pound of tobacco and Caske, the Sherriffe to have Liberty to bring the said Williams next Court According to Act

Thorogood vs
She^rN: K:

M^{aj}or Poore

It is order'd (vpon the Petičon of W^m Major) that the Said Major be Intrusted with the Eftate of M^r James Poore Deçed, on behalfe of the widdow and Children, and that he bring A Just Account vppon oth of the said Poores Eftate to the next Gen^{ll} Court. L^t Co^{ll} W^m Cole Enters himfelfe Security for the said Major to See the Eftate forthcomeing when Required

Mallory &
Davis vs Newell

In the Difference betweene M^r Roger Mallory Attorney of W^m Davis of London and M^{rs} Elizabeth Newell Admtrix of M^r Johna: Newell Deçed vppon an Appeale from N: Kent County Court *Itt is order'd and Judgment is Accordingly Granted* vnto the Said Mallory as Attorney aforefaid Against the Eftate of M^r Johna Newell Deçed for paym^t of thirty pound seven fhillings and three pence due vppon a bond & Damages for non payment in time. Noe Execuçon to Iffue vppon this order before the said Davis hath made oth that the money vppon the said bond is Due, and that he hath Received noe ~~þ~~t nor ~~þ~~cell Thereof. In the Intrim noe Judgment pass'd after this to take place before it.

Beverly vs
Willifs

Whereas Cap^t Beverley had a writt Directed to the Sherriffe of New Kent County for the Arresting of George Gill who was Accordingly Arrested, and he not Appering and Stephen Willifs being Returned Security, *Judgment is therefore Granted* the Said Cap^t Beverly Ag^t the Said Willifs Security as aforefaid, for what he shall make Justly Due the next Court, in case Gill Appe not.

Proçler vs
Gardner

Judgment is this Day Confessed in open Court by M^r Martin Gardner of Yorke County in Virg^a vnto M^r Rob^t Warckman of Glofter Countie in Virg^a aforefaid as Attorney of Stephen Proçler of London weaver for Twelve Thoufand pounds of good Sound Sweet Sented marchantable tobacco, and caske of his owne Cropp or Cropps to be paid to the Said Proçler or to his order, or Certeyne Attorney or Attorneys, in Manner and forme ffollowing, *Viz^t*, three Thoufand pound of like tobacco and Caske before or vppon the last Day of November next. And three Thoufand pound of like tobacco and Caske before or vppon the last Day of November 1675, and three Thoufand pound of tobacco and Caske before or vppon the last Day of November 1676, And three Thoufand pound of like tobacco and Caske before or vppon the last Day of November 1677. All the Said Payments to be made as is before Recited out of his owne Cropp or Cropps at his now Dwelling house, or otherwise to the Content of the Said Proçler or to his order or Certeyne Attorney or Attorneys, and the Said Martin Gardner Doth further Confess Judgm^t to the Said Proçler that in Case the Said Gardner his heires Ex^{rs} or Adm^{tr}ato^{rs} shall faile of makeing punctuall payment of the whole Summe of Twelve Thoufand pound of sweete Sented tobacco and Caske or off any ~~þ~~t thereof at the Days and times before recited,

recited, and in manner and Place as is before said, that then whensoever he shall See faile to Doe and performe it shall be Lawfull & right for the said *Stephen Procter* or for his order or Certeyne Attorney to take out and levie Execucon for the whole or Soe much as shall at that time be remayning Due, either vpon his body or Estate. This Said Judgment by Agreement, betwixt the Said *Robert Warckman* Attorney of the Said *Stephen Procter* and the Said *Martin Gardner*, being in full payment & Cleare Satisfacon of his the Said *Gardners* Debt to the Said *Procter* of one hundred & Six pound Eight Sillings & Three pence Sent by the Said *Procter* to *Virg^{no}* in Goods with the Said *Gardner* at two Severall times to Say in the Yeare 1667, and, 1669 for which the Said *Gardner* Gave his notes of Acknowlidgm^t vnder his hand to the Said *Procter*, and alsoe in full of all Cofts and Charges thereon or thereabouts Expended

*Procter vs
Puckett*

The Sute Betweene Mr *Geo: Procter* and *John Puckett* as marry-
ing the M^{rs} *Jane Treble* is Difmift

Afternoone

present

GOVERNO^r S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Sec^r Co^{ll} *Bacon* Co^{ll} *Swann*
Hen Corbyn L^t Co^{ll} *Parke* Co^{ll} *Jo: Bridger* Esq^{rs}

*Busfhrode vs
Poores Est:*

Attachment is Granted Mr *Thomas Busfhrode* Against the Estate of Mr *James Poore* Deceased for payment of twenty pound *Sterling* In the hands of Mr *W^m Major* If in case the Said Mr *Busfhrode* make Appeare his Debt Due in Some Reasonable time and to be Returned to this Court for Judgm^t and it is order'd that the said *Maj^r* Keepe Soe much of y^e Said *Poores* Estate in his hands as will Satisfie the pretended Debt of y^e Said Mr *Busfhrode*

Whereas Mr *Math: Page* in his life time past his obligacon (to pay for *Geo: Gill*) to Mr *Johna: Newell* Eight Thoufand Two hundred forty nine pound of sweete Sented tobacco & Caske, In Consideracon whereof he had A bill Assigned to him by the Said *Geo: Gill* for Seventy five pound *Sterl.* of Mr *Johna: Newells* and it now Appeing that the Said Mr *Page* hath made noe payment of none of the Tobacco It is order'd that Mr *Jn^o Page* Extr of Mr *Math: Page* have the obligacon in and Deliver to the Said *Gill* his obligacon of Mr *Newells* And that the Seventy five pound menconed in Mr *Math: Pages* Inventory be Deducted out of the Same, being found to be noe pt of the Said Mr *Page* his Estate.

Page vs Gill

It is order'd that *Geo: Gill* pay vnto Mr *John Page* Three hundred pound of to^{bo} and Caske for Arresting M^{rs} *Eliz: Newell* & Appeing about that Buffinefs at *Yorke* Court

*Watkins vs
She^r Y:*

Whereas *Phill Watkins* had A writt Directed to the Sherriffe of *Yorke* County for the Arresting of *Jno: Hetherfall* who was Returned Arrested and Noe Security taken (& he not appeareing) Judgment is therefore Granted the Said *Watkins* Against the said She^r for w^t he shall make Appe Justly Due the next Gen^{ll} Court in Case the She^r Cause not the Said *Hetherfall* then to Ap^{pe}.

The

The 4th of *Aprill* 1674

present

GOVERNO^r S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Se^cr Co^{ll} *Bacon* Hen: *Corbyn*
L^t Co^{ll} *Parke* Tho: *Ballard* Co^{ll} *Jos: Bridger* Esq^{rs}

Johnson Admⁿ
Whitehaire

Admiⁿcon is Granted M^r *Rich Johnson* vpon all and Singular the Estate of M^r *Rob^t Whitehaire* De^ced on the behalfe & for the Benefitt of his widdow and Children, And order^d to Give Good Security for the Same, M^r *Geo: Seaton* & M^r *Phill Lightfoote* Enters themselves Security for Due Admiⁿcon

Notoway
Indians

Vpon the Petiⁿcon of the *Notoway* Indians, *It is order^d* that the *English* that have Seated within the bounds of the Said Indains Land men^coned in an Act of Asssembly, Come offe, and Noe Surveyor^s hereafter p^{re}s^ume to Survey any more Land with their bounds as aforesaid, and that the Sherriffs of the Severall Counties Give Publique Notice Thereof And take Care they be Suppressed

Bray vs She^{rr}
N: K

Whereas M^r *James Bray* had a writt Directed to the Sherriffe of *New Kent* for the Arresting of Doct^r *Will^m Phillips* who was Accordingly Arrested, and the Said *Phillips* Not Appeing Nor noe Security Returned *Judgment is Therefore Granted* the Said M^r *Bray* against the Said She^{rr} for payment of Thirty pound *Sterl*, if in Case he Cause not the said *Phillips* to Appe the next Gen^l Court

Governo^r p^{re}
land

Whereas The Hono^{ble} Governo^r the 24th *September* 1668 p^{re}sented a Survey and Right for Tenn Thoufand Acres of Land lying in *New Kent* County (on the South Side *Yorke* river in the ffreshes thereof), w^{ch} Said Land was then Confirmed to his Hono^r, but now vppon Motion of his Hono^r this Court Doth Grant his Hono^r Seven yeares time for Seateing thereof from this Day.

S^r *Hen.*
Chicheley p^{re}
Land

S^r *Hen: Chicheley* hath order for A p^{ar}cell of Land Knowne by the name of *Nanfatico* In the ffreshes of *Rappahannock* form^{ly} Granted to one *Watts* and for want of Seateing by him Deferted wth what Surplus Can be found wthin the bounds, and that This Land be Joynte to the Said S^r *Hen:* owne Pattent

Sparkes vs Hill

The Difference Betweene *James Sparkes* & *James Hill* as marrying the Reli^ct of *Rich^d Cox* is Referred to the next County Court held for *Gloster* to Examine the Difference & Report thereof to Next Gen^l Court

Leare p^{re} Land

L^t Co^{ll} *John Leare* hath order Granted to take vp and pattent Sixty Seven Acres of Land in *Nanzemond* County formerly Granted to *John Sumner* & for want of Seateing by him Deferted Entring Rights According to Custome

Bushrode vs
Dromond &
Austin
ex Corp D:

Judgment is Granted M^r *Tho: Bushrode* as Attorney of M^r *Thomas Lawrie* of *Edinburgh* Against M^r *W^m Drommond* and M^r *Sam^l Austin* for payment of one hundred and Tenn pound *Sterling* Due by bond, with Cofts noe Execuⁿcon to Issue vppon this Judgm^t not till a month from this Day.

Britaine ord^d
Free

The Difference Betweene the Hono^{ble} S^r *Hen: Chicheley* Kn^t & W^m *Britaine* vppon an Appeale from *Middlesex* County Court, about the Said *Britaines* freedome. *It is the oppinion of this Court & Accordingly order^d* that the Said *Britaine* be free and that the Said S^r *Hen: Chicheley* pay the said *Britaine* Corne and Clothes According to the Custome of the Country.

Smith

Smith vs Price

In the Difference vpon An Appeale from *New Kent* Court vpon an Informaçon Exhibited by M^r *Bryan Smith* Against M^r *Arthur Price* for Concealing of four Tithables *It is orderd* that the said M^r *Price* pay to M^r *Smith* Twelve hundred pound of tobacco and Caske with Cofts *als ex*.

Upon the Petiçon of *Martin Scarlett & W^m Mathewes* for that there was a mistake in an order about land Deferted Deferted by *Richard Harmenfell* which is mençoned in the Said order *William* instead of *Richard*. *It is orderd* for that it Doth Apppeare he was named *Richard* that it be Soe Inferted in the Said order

The Sixth *Aprill* 1674

[p^{sent}]

GOVERNO^r S^r *Hen: Chicheley, Kn^t Tho: Ludwell Secr Hen Corbyn Co^{ll} Bridger*
Efq^{rs}

Ford vs Wyatt

The Difference Betweene *Peter ford* and Major *W^m Wyatt* about the Cofts and Charges of a fute about land Determined the last Gen^{ll} Court, *It is order'd* the said Major *Wyatt* pay the surveyor and the Jury Charges and what other Charges the said *ffoard* hath paid

Greene vs Bland

The Difference Betweene M^r *Roger Greene* and M^{rs} *Anna Bland* was Referred to four Gentlemen to Audite the Accounts Betweene them who have Returned their Award to this Court vnder their hands. *It is orderd* that the Said Award be Confirmed And further that M^r *Roger Greene* be Discharged from a bond of M^r *John Rowfes* of Thirteene Thousand four hundred pound of tobo and this to be a finall end of all Controversies touching M^r *Holmwoods* Estate and M^{rs} *Bland* pay Cofts *als ex*.

Woodward vs
Norworthy

The Difference betweene M^r *Thomas woodward* p^{lt} and M^r *Thomas Norworthy* Defd^t about Horfes is Referred to A Jury of Jury of the neighbourhood to Enquire into the matter of ffact and to Examine all the Evidences which are already taken and that They make Report thereof to the first Day of Next Gen^{ll} Court whether the Defd^t be Guilty or not Guilty.

Smith vs Pettus

Upon the Petiçon of *Stephen Pettus* and Severall others of *New Kent* County who was vpon the Informaçon of M^r *Bryan Smith* found to Conceale Tithables *It is orderd* that they be Acquitted from their Severall fines, only paying M^r *Smith* his Reasonable Cofts and Charges.

Wormely vs
Robinson

In the Difference Betweene Cap^t *Ralph Wormely* P^{lt} and M^r *Richard Robinson* Defd^t about Land. It is Referred to Co^{ll} *Ball* L^t Co^{ll} *Carter* M^r *Robert Griggs* major *Burnham* M^r *Richard Parriott* Sen^r M^r *Rich^d parriott* Jun^r Docter *walter Whittacar* M^r *Danⁱ Harri-fon* M^r *Abra: Weekes* M^r *Hen: Thacker* M^r *W^m Ball & M^r John voffe* to be of A Jury who are in Company with Cap^t *Robert Beverly* and M^r *Richard Laurence* Surveyors to Lay out the said Land in Difference According to the Pattent and to the Ancient adn Lawfull bounds thereof, And According to Such Evidences as shall be Exhibited to them and *it is orderd* That the Jury and all Evidences be Sworne before the Honob^{le} *Hen: Corbyn* Esq^r And that the Indians which Sold the Land be p^{sent}, Which is to be Done the 1st Day of *May* next and they are Accordingly to make report thereof to the next Gen^{ll} Court

Afternoon

Afternoon

present

GOVERNO^r S^r Henry Chicheley Kn^t Tho: Ludwell Secr. Edw^d Diggs Co^{ll} Swann
Hen: Corbyn Co^{ll} Beale Tho: Ballard Coll Bridger

Swann et als
Fined

It is order'd that the order of Surry Court Against the mutinufs
þfons be Confirmed and that Mathew Swann the ringleader of
them, who was bound over to this Court be Fined Two Thousand
pound of tobacco and Caske and that all fines of the þfons goe
towards the fort at James Citty And that they pay all Just Cofts
and Charges.

ffitzgarrell vs
Peake

Whereas Morrice ffitzgarrell had a writt Directed to the Sherr
of Rappā County for the Arresting of Robert peake who was
Returned by that Sherr (*non Est inventus*) Attachment is Therefore
Granted the Said Morrice ffitzgarrell for w^t he shall make Appeare
Justly Due, Against the Said peakes Estate where it is to be found,
and to be Returned to the next Gen^{ll} Court for Judgment.

Reeves vs Nixon

The Difference Betweene Tho. Nixon and M^r Geo: Reeves vpon
an Ap^ple from middlex County Court. It is order'd that the order
of that Court be Confirmed and that Tho: Nixon pay Cofts and
Damages According to Act (with Cofts Sute als ex) In Case of
Appeals.

Brian &
Kirkman

It is order'd that the order ffra: Kirkman High Sherriffe of
James Citty County had Against M^r Rob^t Brian for payment of
one Thoufand pound of tobo and Caske for Charges and fees about
his Negroe be taken off, And it is the opinion of this Court, that he
the Said M^r Kirkman ought to be paid by the publique.

ord^r Drommond
& Major Hone

M^r W^m Drommond and Major Theo: Hone being Sent for to
Ap^ppe before this Court and they Appeareing It is order'd that they
forthwith Sufficiently mend the fort & that they take Downe all
Such worke as is Craked and insufficient till they Come to A
firme foundaçon, and that the Coping be Sufficiently mended.

The 7th Aprill 1674

present

GOVERNO^r Tho: Ludwell Secr Edw^d Diggs Major Gen^{ll} Bennett Co^{ll} Bacon Hen:
Corbyn L^t Co^{ll} Parke Coll Swann Tho: Ballard Co^{ll} Beale Co^{ll} Bridger Esq^r

Scarlett vs
Normansfell

The Difference Betweene Martin Scarlett and Rich^d Normansfell
is Referred to the County Court of Stafford there to be Ended
and Determined

Chilcott þ
Admiçon
Waylett

Admiçon is Granted John Chilcott on the behalfe of Jn^o waylett
on all and Singular the Estate of W^m Waylatt Deçed þvided that
the Said John Chilcott within a fortnight time Give Good Security
to major Gen^{ll} Bennett for Due Admiçon.

Johnson ord^r þ
ffreedome

James Johnson Servant to M^r Sam^{ll} Oufstin þduceing An
Indenture that he Came into this Country but for four yeares
It is order'd the said James Johnson be free and that the Said
M^r Oufstin pay him Corne and Clothes According to the Custome
of this County with Cofts, M^r oufstin Left to take his remedy
Against M^r Rich^d Row, who first Sold him

Bray

Bray vs Collins

Mr *James Bray* nonfuites *Mathew Collins* noe Cause of Accon being found *It is therefore orde'd* he pay Cofts and Damages According to Act wth Cofts.

Bowler vs ffarrell

Whereas *Hubert ffarrell* of the County of *James Citty* Did in *november* laſt at the Houſe of Mr *W^m White* in Company of Severall ꝑſons moſt wickedly and malitiouſly Scandulize abuſe and Defame Mr^s *Tabitha* the wife of Mr *Thomas Prowler* as alſoe the ſaid *Thomas*, for which the ſaid *Prowler* Sued the ſaid *ffarrell* In an accon of Defamacon to this Court, and it now Appeareing the Scandall was of Such a Nature that noe words . . . Sorrowfull of Acknowlidgment of the fault by *ffarrell* would be Able to repaire the Creditt or former Goodnames of the Said Mr *Bowler* and his wife (the Scandall being Soe High and Soe vnjuſt) *It is therefore orde'd* as well for ꝑvencon of the like Abuſe for the future as alſoe for an Example to all malicious ꝑſons that the Said *ffarrell* pay Tenn Thouſand pound of tobacco, and Caske to the uſe of the ſort at *James Citty* Tenn Thouſand pound tobacco and Caske to the ſaid Mr *Thomas Bowler* for his Cofts and Charges of this Sute and publiquely in Court Aske the Said *Bowler* fforgivenes (in Such words as he ſhall be Derected and give bond for his good behavior till the next County Court, *Tho: Ballard* Eſq^r who Col-lects the ſort Duties is hereby Impowred to receive the Tobacco and to give a Diſcharge.

Afternoone

ꝑſent

GOVERNO^r &c *Thomas Ludwell* Se^cr *Edw^d Diggs* Major Gen^l *Bennett* Co^{ll} *Bacon* Co^{ll} *Swann* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Bridger* Eſq^{rs}

Rably vs
Sherriffe Y:

Tho: Rably hath order Againſt the Sherriffe Againſt the Sherriffe of *Yorke* County for the Nonappearance of *Hen: Webb* (he being returned Arreſted and noe Security taken) for what he ſhall make Apreare Juſtly Due the next Gen^l Court, if in caſe the Sherriffe Cauſe not the ſaid *Webb* then to Appeare, and that in the meane time their be nothing Done about the Eſcheate Granted to *Webb*.

Burnham ꝑ
Land

Major *John Burnham* hath order Granted to pattent 250 Acres of Land Joyning to his Land in *Middleſex* County formerly taken vpp by Mr *Curtis* y^e 8th of *M^{ch}* 1665 and by him Deſerted Ent: rights According to Cuſtome

Scarfbrooke vs
Wild

The Difference Betweene Major *John Scarfbrooke* Attorney of Mr *Robert Bullock* ꝑ^t about land and Mr *Dan^l Wild* Defd^t is Referred to the next Affembly.

Jackson ꝑ
Land

Jonas Jackson hath order Granted to pattent Two hundred Acres of Land in *Northampton* County formerly Granted to *Edward Moore* and for want of Seateing by him Deſerted Enttring rights According to Cuſtome.

Morrice ꝑ Land

Geo: Morrice hath order Granted to pattent one hundred thirty four Acres of land formerly Granted to *Gabrill Hill* & one hundred Acres formerly to *Shirley Morditt*, both Lying in *New Kent* County and for want of Seateing by them Deſerted, Enttring rights According to Cuſtome.

Lightfoot

*Lightfoot vs
Deane*

The Difference Betweene Cap^t *Phill Lightfoot* pl^t and *Ralph Deane* Defd^t about building of brick Chimneys, is Referred to An Able Jury of the neighbourhood to Veiw the Said Cap^t *Lightfoots* Chimneys and to Judge of all the Damages which the Said Cap^t *Lightfoot* hath Susteined (by the Occasion of the said *Deane*) and what is Due to *Deane*, M^r *Geo: Marble* & *Mixon* to be of the Jury, who are to be fworne before M^r *John Buckner*, And to make report thereof to next Gen^l Court

*Accomack
Indians vs
Savage*

It is order'd that Cap^t *Southey Littleton* M^r *Cha: Scarburgh* M^r *West* and M^r *Boeman* Goe and Enquire into the bounds of M^r *M^r Savages* & M^r *Harmonsons* pattents & the Date of Co^l *Scarburgh* Survey of *Savages* land and into all other claimes, And to Examine all Evidences that the Indians claimes may be truely knowne, & report thereof to next Gen^l Court, and that *Harmonson* appe the 6th Day of Next Gen^l Court to Defend this fute.

The 8th Aprill 1674.

GOVERNO^r &c *Tho: Ludwell* Se^cr *Edw^d Diggs* Major Gen^l *Bennett* Co^l *Bacon* Hen: *Corbyn* L^t Co^l *Parke* Co^l *Bridger* Esq^r

*Stevenson vs
Blayton*

Whereas M^r *Thomas Blayton* Did p^rferr an Informa^con of p^rjury in the County Court of *Charles Citty* Against *Thomas Stevenson*, and the Said *Stevenson* haveing Appealed to this Court. *It is the Opinion of this Court* that the Said *Stevenson* is not Guilty of p^rjury & order'd that he be Acquitted from the same Informa^con & M^r *Blayton* pay Co^st^s als ex

West & Marfh

Vpon the Peti^con of L^t Co^l *John West* Admⁿstrator of M^{rs} *Mary Marfh* *It is order'd* that the E^state belonging to *Ann Bromfeild* & *John Croshaw* the two Children of M^{rs} *Marfh* and alsoe Seventy five pound Eleven fhillings & two pence *Sterling* & four Thousand Two hundred forty Seven pound of tobacco w^{ch} was Due to the Said Co^l *West* for M^{rs} *Marfh* her third p^rt of the Debts of Major *Croshaw* shall in the first place be paid out of the E^state the Said M^{rs} *Mary Marfh* dyed possesed off, and what Negroes the Said *Ja: Croshaw* the orp^t are Dead are to be made Good out of the E^state if the same will Amount to foe much, and that noe orders Passe Against the Said E^state for any Debts of M^{rs} *Marfh* vntill the Same bee heard by this Hono^{ble} Court.

S^r *Hen Chicheley*
Kn^t Co^l *Swann*
Co^l *Beale* Tho:
Ballard Esq^r
Edlows orp^t

It is order'd that M^r *Chipp* & M^r *Minge* Audite the Accounts of M^r *Reeves* Adm^r of *Thomas & ffrancis Reeves* Ag^t their E^states, and make report to this Court

*Womeck &
Clarke*

It is order'd that the Bu^ssiness Concerening *Jn^o Edlow* orp^t be Suspended till next Gen^l Court, and that in the meane time the Guardian to the Said orphant Enquire into what Damages the Said orphant hath Susteined, and report thereof to next Gen^l Court

The Difference Betweene *Abra: Womeck* and *W^m Clarke* about the E^state of *W^m W^m Womeck* De^ced *It is order'd* that the Said *Abra: Womeck* (brother to the Said *William*) have two thirds of his E^state, both reall and p^rsonall, and that the Widdow have the other p^rt

Smith

Smith p Land

Bryan Smith hath order Granted to pattent Two Thoufand Two hundred Acres of Land Betweene *New Kent* and *Rappahan-ock* County formerly Granted to Co^{ll} *Tho: Goodrich* and for want of Seateing by him Deferted Entring rights According to Custome.

Afternoone

[p^{sent}]

GOVERNO^r *Tho: Ludwell* Se^cr *Edw^d Diggs* Majo^r Gen^{ll} *Bennett* Co^{ll} *Bacon* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Co^{ll} *Bridger* Esq^{rs}

Corbyn & Potter
vs Weekes

Whereas the Difference Betweene *Hen: Corbyn* Esq^r and Co^{ll} *Potter* p^{lt} and *Robert Weekes* Defd^t was by Consent Referred to L^t Co^{ll} *Jordane* & L^t Co^{ll} *W^m Cole* to Audite the Accounts betweene them who have Returned their Award vnder their hands that they find vppon Ballance Eight Thoufand Three hundred & ffifty pound of tobacco and Caske Due from the Said *Robert Weekes* to the Said *Hen: Corbyn* Esq^r and Co^{ll} *Potter* Judgment is Therefore Granted the Said *Hen: Corbyn* Esq^r and Co^{ll} *Potter* Against the Said *Robert Weekes* for payment of the Said some of Eight Thoufand Three hundred & ffity pound of tobacco and Caske wth Cofts fute als ex

Senio^r vs
Thomson

Whereas the Difference Betweene *Thomas Senio^r* p^{lt} and M^r *W^m Thomson* Defd^t about the Lease of A Plantacon, was Referred the last Gen^{ll} Court to A Jury of the Neighbourhood who have Returned their virdict vnder their hands and Seales to this Court where *It is orde^d* the said virdict be Confirmed and M^r *Thomson* betwixt this and *Christsmas* next fully Compleat the Brick Chimneys and pay Cofts

Jordan vs
Wadding

The Difference Betweene L^t Co^{ll} *Geo: Jordan* Executor of M^r *Thomas Hunt* De^ced and M^r *James Wadding* as marrying the relict of M^r *Walter Chiles* De^ced, Is Referred to M^r *John Page* and M^r *W^m Sherwood* to Examine and Audite the Bookes and Accounts betweene them, and to make report to the next County Court at *James Citty*, and they to Determine the Difference.

Titterton vs
Allen

The Difference Betweene M^{rs} *Mary Titterton* the relict of *Edw^d Titterton* De^ced p^{lt} and *W^m Allen* and *Margerett Clotheyr* Defd^t vppon an Appeale from G^{lo} County Court is Referred to the third Day of next Gen^{ll} Court, where the Witneses is to Appeare

Order about the
The Indians

in the forenoone

Whereas the Grand Assembly out of their Great care of the Peace and Safety of this Colony (the p^{se}rvacon Whereof Doth much Depend vpon the p^{se}rvacon of the Indians right and p^{se}riety in Those lands which have beene Assigned them by the publike Authority of this Colony) have Enacted that for the p^{se}vencon of Such Encroachments as should be made vppon bounds soe Assigned as aforesaid, it Should not be in the power of any Indian (who might be either Threatned or Deluded therto) to sell or alienate any of the lands within the Said bounds, and all Such Bargaines and Sales are by the Said Act Declared voyde, and Whereas wee are Informed that Severall p^{se}sons to Elude the force of the Said Act have only taken leases from the *Pomunki* and *Chickahominy* Indians Whereby those inconveniences p^{se}vided Against by the Said Act will vnder that p^{se}tence be brought vppon this Country, *It is therefore orde^d* that noe p^{se}son doe p^{se}sume to take any lease for any time from an Indian

Indian Whatsoever and that all Such as have taken any Such leas'es doe forbear Seateing vpon or Employing any of the Said Land till it shall be Determined by the next Assembly what further course shall be taken for the future p'vencon of Such mischiefs and Inconveniencies as are like to follow Such illegal Disturbances of the Said Indians, and all p'sons within this Colony are Required to take notice hereof and obey the Same, as they will Answer the Contrary at their p'ssils, and to the intent that none may p'tend Ignorance hereof, *It is further order'd* that the Sherriffs of every County bordering vpon any of the Indians doe publish this order in their Respective County Courts

*Littleton about
Land*

Whereas Cap^t *Southey Littleton* & Cap^t *Ed: Boweman* had a pattent for Two Thousand Two hundred Sixty four Acres of Land in *Accomack* And Petiçoning to this Court that there was A miftake in the Survey being there mençoned weft inftead of North, *It is order'd* that the miftake be mended p'vided it Doth not p'judice any other Grant

Young p' Land

Mr *W^m Young* hath order Granted him to Survey his Land formerly bought of *S^r Hen: Chicheley Kn^t* and what Surplus Can be found within the old bounds he to have A Grant thereof, Entring rights According to Custome

*Co^{ll} Custis vs
Wallop*

Whereas it Appeares to this Court that Co^{ll} *Jⁿ Custis* had and hath a Commiffion to Survey Land in Severall places and Did Depute one *Jⁿ Wallop* his Deputy, *It is order'd* the Said *Wallop* Give A Juft and true Account vpon oth (Betwixt this and the 16th May next) of all the p'ssits he the Said *Wallop* hath made of the Said place in *Lower Norfolke* and to pay According to Agree-ment, and that the fee to the Surveyor Gen^l be Equally Devided Betweene them with Cofts Sute

*W^m Roberts vs
Lefcalliott*

Refference Betweene *W^m Roberts* and *George Lefcalliott* till next Gen^l Court

*Jordan vs
Co^{ll} Warner*

Refference Betweene L^t Co^{ll} *Geo: Jordane* Attorney of M^r *Henry Waller* of London and Co^{ll} *Auguftin Warner* Senio^r till next Gen^l Court where the Said Co^{ll} *Warner* is order'd to Appeare.

Potter vs Warner

Refference Betweene L^t Co^{ll} *Cutbert Potter* and Co^{ll} *Auguftine Warner* to the next Gen^l Court, where the Said Co^{ll} *Warner* is order'd to Appeare

The Ninth Aprill 1674

p'sent

GOVERNO^r *Edw^d Diggs* Co^{ll} *Bacon* Co^{ll} *Swann* Hen: *Corbyn* Co^{ll} *Beale* L^t Co^{ll} *Parke* Tho: *Ballard* Co^{ll} *Bridger* Esq^r

*Co^{ll} Bacon vs
Newton*

Whereas it Appeares to this Court that *Marmaduke Newton* Did moft wickedly & maliciously abuse Co^{ll} *Nath: Bacon* one of his maties Councell of State in moft abusive Language this Court Court have thought fitt that the Said *Newton* be fined Twenty pound sterl but vpon his Submiffion in Court *It is order'd* he pay two barrells of powder one to *James Citty* fort and the other to *Nanzemond* fort, And Ask the Said Co^{ll} *Bacon* forgiveness vpon his Knees (which he Accordingly Did) and pay all Cofts L^t Co^{ll} *W^m Cole* and Majo^r *Carey* are Impowred to receive the powder and to be Accountable to both forts.

Ord^r

Ord^r M^{rs}
Randolph

It is order'd that all the Buſineſs Betweene M^{rs} Randolph Adm^r of M^r Henry Randolph and the Credito^{rs} to the Said M^r Randolphs Eſtate be Referred to the next Aſſembly

Laurence Fined

It is order'd M^r Richard Laurence be fined four hundred pound tobacco and Caske which is to Goe towards the fort at James Citty, for Entertaineing the Hon^{ble} Governo^{rs} Servants.

Starkey vs
Vauſon

Whereas It Appeares to this Court that Peter Starke hath A better right to The Land that Anthony Vauſon Eſcheated in Yorke County, *It is therefore order'd* that the Said vauſon Affigne over all his rights of the Said Eſcheate to the Said Starkey, and that Starkey pay vnto the Said Vauſon fifteene hundred pound of tobacco and Caske in full of all charges Suſpended by him in and about the Eſcheate.

ord^r Bowler

It is order'd that M^r Thomas Bowler Give an Account vppon oth of what bills bonds and morgages have Come to his hands belonging to the Eſtate of M^r John Sauners Deçed the next Gen^l Court.

M^{rs} Bland about

M^{rs} Anna Bland Añſtratrix of Theodorick Bland Eſq^r pſents An Account D^r and C^r of the Said Holmwoods Eſtate To this Court, where it Ap^{pes} ſhe hath paid beyond Affetts. *It is therefore order'd* She have A *Quietas Eſt* from the Said Holmwoods Eſtate.

Warwell vs
Thompson

In the Difference Betweene Thomas Warwell and M^r W^m Thompson vppon An App^{le} from a virdiçt of A Jury Confirmed in Surrey County Court, *It is order'd* the buſineſs be Referred back to that Jury or Some other who are to further Enquire into the Difference, and to make report to that County Court

Reeves vs Reeves
Eſt

M^r James Minge and M^r Jo: Chipp being Appointed to Audite the Acco^{nts} of M^r Geo: Reeves Adm^ſtrator of Tho: & ffancis Reeves Againſt theire Eſtates who have Returned their Report vnder their hands to this Court that they find the Said Geo: Reeves hath paid Beyond Affetts, *It is therefore order'd* the Said M^r Geo Reeves have A *Quietas Eſt*

Inv: Marſh

L^t Co^{ll} Jn^o Weſt pſents An Inventory vppon oth of the Eſtate of M^{rs} Mary Marſh Deçed, *which is order'd to be Recorded.*

West vs Wilson

Whereas M^r Sam^l Arnall Did in his life time Convey to L^t Co^{ll} Weſt a Certaine Plantaçon with the Appurtenances in New Kent County for Tenn Thouſand pound of Tobacco and Caske and one Jn^o Wilſon who marryed the Reliçt of the Said Arnall being in poſſeſſion of the Same and p^{te}nding that the Said Land was made over only in Truſt to the Said L^t Co^{ll} John Weſt and the matter being fully heard by this Court *It is the Opinion of this Court* that the Conveyance is Good, *It is therefore order'd* that the Sherriffe of New Kent Doe forthwith putt the Said L^t Co^{ll} John Weſt in poſſeſſion of the Said Land but that vppon payment to L^t Co^{ll} Jno: of the Said Tenn Thouſand pound of tobacco and Caske the Same Shall returne and be Rendred by the Said L^t Co^{ll} Weſt to Such p^ſons of whome of right it belongs, And the Said L^t Co^{ll} Jn^o Weſt hath Judgment Againſt the p^ſonall Eſtate of the Said Arnall In the hands of the Wilſon for payment of Two Thouſand one hundred Sixty Six pound of tobacco and Caske Nine hundred pound of Muſcavado Sugar and one able man Negro wth Coſts

Añſtrato^{rs} of
Scarburgh vs
Negro

Vpon the Petiçon of Cap^t John Weſt on behalfe of himſelfe and the reſt of the Añſtrato^{rs} of Co^{ll} Edm^d Scarburgh Deçed Concerning A negro woman called *black mary* purchaſed by the Said

Said Adm̃strato^{rs} from Co^{ll} *John Vaffall*, *It is orde'd* that the Said negroe woman returne to her Service, And that the Adm̃strato^{rs} Aforesaid with the first opportunity take Care to write to Co^{ll} *Vaffall* to know whether the Said negroe woman was A Slave or free, and if Ap^{pe}re she was noe slave when bought, then they to pay her for her Service what this Court shall Adjudge.

Ord^r to Audite
Acco^{ts} Cap^t
Groves

Co^{ll} *Nath: Bacon Thomas Ballard Esq^{rs}* and Mr *Jn^o Page* or any two of them are Desired at Such time as they Appoint to Audite all Accounts Concerning the Estate of *Jn^o Grove* Dece'd to the End it may Appaere to this Court what the Extrs have received of the Said Estate and paid out of the Same, and that they make report thereof to next Gen^{ll} Court.

Sawyer p Land

Mr *ffrancis Sawyer* hath order Granted to take vpp and pattent what waft land is Adjoyning to his lands in *Eliz: river* (being Two Devidents) pvided he pjudice noe former Grant, Entring rights According to Custome

Littleton p
Land

Cap^t *Southey Littleton* hath order Granted to pattent Two hundred & fifty Acres of Land in *Maggety bay* in *Northampton* County formerly granted to *Dan^{ll} Neck* and for want of Seateing by him Deferted Entring rights According to Custome.

Boeman p
Land

Cap^t *Edw^d Boeman* hath order Granted to pattent Six hundred Acres of Land at *Mofongo Creeke* formerly Granted to *Rich^d Johnson* and for want of Seateing by him Deferted Entring rights Accord^g to Custome

Afternoone

[p̃sent]

GOVERNO^R *Tho: Ludwell Se^cr Edw^d Diggs Co^{ll} Bacon Major Gen^{ll} Bennett Co^{ll} Swann Hen: Corbyn Co^{ll} Beale L^t Co^{ll} Parke Co^{ll} Bridger Esq^{rs}*

Co^{ll} *Jn^o Cufdis* and Co^{ll} *Stringer* is Added to An Order that past this Court for to Enquire into the bounds of Mr *Savages Land* and Mr *Harmonfells*

Gwinn vs
Whiteing

Mr *John Winn* minifter of *Abbingdon* p̃ish in *Gloster* County Complayning to this Court, that *Henry Whiteing* of *Ware* p̃ish did breake open his tobacco house, and take away p̃t of a hoggs-head of to^{bb}, as in his Peti^{con} is Sett Downe and made Divers other Complaints therein, *This Court Doth therefore referre* Complaint of the Said *Gwinn* to be Enquired into and Examined by *Gloster* Court both p̃ties have Due notice to be p̃sent, and after Examina^{con} the Court are to report how they find the whole matter to this next Gen^{ll} Court

Yardly vs Dolby

The Difference Betweene *Argall Yardly P^t* and *Edw^d Dolby* Defd^t about Land is Referred to Cap^t *Robert Beverly* Surveyor to Survey and Lay out the Said Land According to *Yardlys* pattent (& if the said Cap^t *Beverly* thinke fitt that A Jury be Impannell and if they find that *Dolby* is within *Yardlys* bounds then he to pay all Cofts) and if they Doe not Agree report is to be made to next Court for Judgment

Stith vs Place

Refference Betweene *Jn^o Stith* and Mr *Rowland Place* to the 2^d Day of next Gen^{ll} Court

Smale vs White

It is orde'd that *Ambrose White* Appaere at the next Gen^{ll} Court to Answer the Complaint of *Edw^d Smale*.

Browne

*Browne vs
Greenely*

The Difference Betweene M^{rs} *Tabitha Browne* the reliēt and Adm^{tr}ix of M^r *Dev: Browne* and *Edw^d Greenely* about the Said *Greenelys* freedome and severall Goods and other things Claymed by the Said M^{rs} *Browne* Being heard *It is the Opinion of this Court* that the Said *Greenely* is noe Servant, and the Accounts Betweene them are Refferred to L^t Co^{ll} *Phill Ludwell* and Co^{ll} *Custis* to Audite . . . Examine them, and Report thereof to the Sixth Day of next Gen^l Court.

*Greenely vs
Culpeper*

Nonfuite is Granted *Edw^d Greenely* Against Cap^t *Jn^o Culpeper* noe petiçon being Entred, *It is therefore orderd* he pay Damages According to Act wth Cofts

*Younge vs
Gwyn*

There being formerly A Difference Betweene M^r *Humphrey Gwinn* and M^r *Richard Young* Concerning A wager of One Thoufand pound of tobacco which Depended Severall Courts in *Gloster* County and in this Court vntill which . . . said *Young* . . . paid Three Thoufand and Three hundred Seventy one . . . tobacco and Caske *It is the Opinion of this Court and Accordingly orderd* that the Said *Young* be Allowed by the said *Gwynn* four hundred pound Tobacco and Caske out of the Same Charged to him and that M^r *Gwyn* pay Cofts of this Suite.

Potter vs Newell

Refference Betweene Co^{ll} *Cutbert Potter* and M^{rs} *Eliz: Newell* Adm^{tr}ix of M^r *Joha: Newell* Deçed till Co^{ll} *Potter* Come in.

Newell vs Newell

Refference Betweene M^{rs} *Eliz: Newell* Adm^{tr}ix of M^r *Joha: Newell* and *David Newell* till next Court

*Lambert vs
Jones*

Refference Betweene *Thomas Lambert* and *David Jones* till the third Day of next Gen^l Court.

The Court Adjorned till the meeting of the Next Affembly
T^{est}

Hen: Hartwell
Cl Con

At a Gen^{ll} Court held at *James Citty* The 22^d Day of *September*
1674

[present]

SR W^m *BERKELEY* Kn^t Governo^r &c S^r *Henry Chicheley* Kn^t Tho: *Ludwell* Se^cr
Major Gen^{ll} *Wood* Co^{ll} Tho: *Swann* Esq^{rs}

Abrahall p
Land

Co^{ll} *Robert Abrahall* hath order Granted to Survey his severall
p^{ar}cells of Land on the north Side of *Mattapony* River, M^r *Rob^t*
Beverly Appointed Surveyor and what Surplus Land is found
within the bounds he to have a Grant thereof Ent Rights According
to Custome.

Curfell p Land

The peti^{ti}on of *John Curfell* about the Surveying Land is
Referred to *Eliz: Citty* County Court to Examine the Buffinefs
& make Report thereof to next Gen^{ll} Court

Bristow vs
Murray

Whereas the Differrence Betweene Major *Rob^t Bristow* and
M^r *Murray* vpon an A^pp^{le} to 7ber Court 1672 and the Said M^r
Murray not p^{ro}secuteing his Appeale there was an Order Granted to
the Said Major *Rob^t Bristow*, that if in Case the Said *Murray* Did
Not Appeare the next Court to p^{ro}secute his Appeale that then the
Order of *Gloucester* Court should be Confirmed, & by reason the
Said M^r *Murray* hath never Since appeared to p^{ro}secute his Appeale.
It is orderd that the order of *Gloucester* be Confirmed, & that the
Said M^r *Murray* pay Cofts and Damages According to Act wth
Cof^ts Sute.

Laurence vs
Mackclanaham

Whereas it Appeares to this Court that *Jn^o Mackclanaham*
master of a vessell Did Entertaine Two Servants belonging to
M^r *Richard Laurence* Severall Day Contrary to Act of Affsembly,
It is Orderd that the Said *John Mackclanaham* pay vnto the Said
M^r *Rich^d Laurence* Twenty pound of To^bo p^{er} Diem for Each
Servant for Soe Long time as the Said *Laurence* can Make Appeare
the Said *Mackclanaham* Entertained them and that *Mackclanaham*
pay Cofts

Thomson p
Land

M^r W^m *Thomson* hath Order Gr^{td} to pattent about five hundred
Acres of Land in *Surrey* County Neare the *Pidgen* Swamp formerly
Granted to *Antho: Spiltimber* and afterward to *Rich^d Awborne*
and by Them Deferted Ent rights According to Custome.

Kirkman p
Land

M^r *ffra: Kirkman* hath order Granted for Three Hundred
Seventy Six Acres of Land in *James Citty* County formerly Granted
to M^r *James Bray* & Tho: *Hancocke* and by Them Deferted Rights
Entred for the Same.

Stratton p Land

John Stratton hath Order Granted to pattent Six . . . acres
of Land Lyeing at *Mafongo* in the vpper County of . . .
formly Granted to *Jn^o Wallop* and by him Deferted and one other
p^{ar}cell formerly Granted to mackele and by him Deferted
Entring Rights According to Custome.

Afternoon

[present]

GOVERNO^r S^r *Hen: Chicheley* Kn^t Tho: *Ludwell* Secr. Gen^{ll} . . . Co^{ll} Tho:
Swann Esq^{rs}

Thorogood

*Thorogood vs
Williams ex Coꝛp*

Mr *Richard Littlepage* Attorney of *Morgan Williams* Confesseth Judgm^t to Lt Co^{ll} *Adam Thorogood* for paym^t of Sixteen Hundred and five pounds of Tobo and three Barrels of Corne wth Coſts of Sute *als* Execucon.

West vs White

The whole Cause Betweene Mr *Scarburgh* Cap^t Jn^o *West* M^{rs} *Tabitha Browne* and Mr *Edmond Scarburgh* Adm^{rs} of Co^{ll} *Scarburgh* Deçed & Mr *Ambrose white* is Referred to the Affembly by Reason it Very much Concernes the Country.

*Browne vs
Goodrich*

Judgm^t is Granted M^{rs} *Tabitha Browne* Adm^{itrix} of *Dev: Browne* Against Cap^t *Edm^d Craske* Security for the Appeareance of Co^{ll} *Tho: Goodrich* (he being Arrested and not Appeareing) for w^t the said M^{rs} *Browne* shall make Appeare Due next Court in Cafe Mr *Craske* Cause not the Said Co^{ll} *Goodrich* then to Appeare.

Lt Co^{ll} *Parke*
Tho: Ballard ⁶
Browne vs
Witneffes

Mr *Benj: Goodrich* & Mr *John Dangerfeild* being Sumond to Testifie their Knowledge in a Cause Depending betweene *Tabitha Browne* and Co^{ll} *Tho Goodrich*, and they not Appeareing to Give in their Evidences It is Therefore orde^d that the Said *Benj: Goodrich* & Jn^o *Dangerfelid* be fined According to Act to the vse of Mr *Browne* *als* ex.

Bird vs Minge

The Difference Betweene Mr *Tho: Bird* Sonne & heire of W^m *Bird* Deced P^{tr} and Mr *Ja: minge* Defd^t about Land is Referred to A Jury of the neighbourhood (which said Jury are to be Appointed by *Charles City* County Court) and Mr *Rob^t Beverly* Surveyo^r who are to Lay out *Birds* Land According to the Conveyance from Cap^t *Johnson* to Mr W^m *Bird* and to the possession Given & Taken and to Such Evidences as shall be p^{ro}duced and if they find that Mr *Minge* is Trespasser vpon the Said *Birds* Land they are to Judge of the Damages and make Report to the next Gen^{ll} Court. where Judgm^t is to passe in the p^{ro}mises.

The 23^d September 1674

p^{re}sent

GOVERNO^r &c Sr *Hen: Chicheley* Kn^t *Tho: Ludwell* Seçr Major Gen^{ll} *Wood* Lt Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Bridger* Esq^{rs}

*Beverley vs
Willis
ex Coꝛp*

The Judgment that Mr *Rob^t Beverley* Obtained the Laſt Gen^{ll} Court Against *Steph: Willis* Security for the Appeareance of *Geo: Gill* is Confirmed, And orde^d that the Said *Steph: Willis* Security as aforeſaid pay vnto the Said Mr *Rob^t Beverly* Twenty Three pounds & Eighteene ſhillings *Sterling* with Intrest According to *Gills* Obligacon with Coſts Sute *als* ex

*Roberts vs
Lefcalliot*

The Difference Betweene W^m *Roberts* and *Alice* his wife P^{tr} and *Geo: Lefcalliot* Defd^t about Land is Referred to the Examinacon of *Gloucester* Court who are to Report to next Gen^{ll} Court what Acknowledgem^t Mr *Roberts* wife Did make of the Said Land in Difference.

*Wormely vs
Claughton*

Whereas in October Court Laſt Cap^t *Ralph Wormely* as marrying the Relict of Co^{ll} *Peter Jennings* Deçed, Obtained Order Against Mr *James Claughton* as Security for the Appeareance of Mr *James Gaylard* and the Said *Claughton* haveing failed to bring the Said

Gaylard

⁶ This merely means that Lt. Col. Parke and Mr. Ballard came in at this time.

Gaylard to this Court According to Law, *Judgment is Therefore Granted* the said Cap^t *Ralph Wormely* Against the Said *James Claughton* Security as aforefaid for paym^t of Twenty pounds Sterl and four hundred pounds of to^bo & Caske wth Cofts Sute als ex.

Ballard Esq^r
Ord^r Bromfeild

It is Order'd that *Tho: Ballard Esq^r* take into his Possession all such Estate as Doth belong to *Ann Bromfeild* the Daughter of M^{rs} *Mary Marh* by her Late Husband *Tho: Bromfeild* And that he have the Increase of the Stock and the profits of her Land which is to be for her maintenance and Education & That the Said *Tho: Ballard Esq^r* Returne the said Stocke in Kind According to their number & Ages.

Afternoone

[present]

GOVERNO^r S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^cr Major Gen^l Wood Co^{ll} Swann L^t Co^{ll} Parke Tho: Ballard Esq^rs*

Johnson vs
Austin

The Order that *James Johnson* had the Last Gen^l Court for his freedome is Now Confirmed, And it is Order'd that M^r *Sam^l Austin* his Late master pay vnto the Said *James Johnson* Two Thousand pound of to^bo and Caske, for his unjust Arresting & Detaineing of the said *Johnson* being in full for his Corne & Clothes and all Other Damages which the Said *Johnson* hath Sustained

Manering vs
Jones

In the Difference Betweene M^r *Steph: Mannering* and M^r *Geo: Jones* about a Horfe Called *Manering*, Given by Major *Weir* to the Said *Manering* is Referred to the Court of *Rapp^a* to Enquire wheither the Said Horfe *Manering* is Inventoried in the Said Major *Weires* Inventory by the Said *Manerings* hand Writeing or Consent if not found Inventoried as aforefaid, *This Court Doth Adjudge* the Horfe to be *Manerings*. And the Court of *Rapp^a* to allow the Said *Manering* Reasonable Damages for his Trouble Expences and want of the Horfe to be paid by M^r *Jones*, and in Case the said Horfe be any waies Disabled before Deli^vy to *Manering* then the Court to Adjudge the full Value of the Horfe at the Death of Major *Weir*, and to Order paym^t with Cofts.

Wormely vs
Austin

Judgment is Granted to Cap^t *Ralph Wormely* as marrying the Relict and Adm^{tr}ix of Co^{ll} *Peter Jenings* Against M^r *Sam^l Austin* for payment of Two pounds Sixteene Shillings & Six pence Sterl being the Ballance of Accounts betweene the Said Co^{ll} *Jenings* Estate and the Said *Austin*

The 24th September 1674

[present]

GOVERNO^r *Tho: Ludwell Se^cr Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Esq^rs*

Redding vs Lee

Nonfuite is Granted *Tho: Redding* Against *Rob^t Lee* and *Abra: Sapcoate* noe Declaracon being Entred *It is Therefore Order'd* the Said *Lee* and *Sapcoate* pay Damages According to Act

Deacon vs
Gwynn

The Difference Betweene M^r *Tho: Deacon* & M^r *Edm^d Gwin* about about the Right of an Escheat of Land is Referred to the next Genn^l Court, vntill then there is to be noe further proceedings

Littlepage

Littlepage his
Ord^r

It is Order'd that *New Kent County* Allow to *Mr Richard Littlepage* flower hundred pound of To^{bo} The being Informed by Severall That it is the Vfuall ffee of Coroner.

Broack vs
Sorrell

Benj: Broack hath Judgm^t Granted him Against the Sherriffe of *Ja: Citty County* for the non-appeareance of *Rob^t Sorrell* (he being Returned Arrested and he not Ap^{pe}eing) for [w^t] the said *Benj: Broack* shall make Ap^{pe} Justly Due the next Court, In Cafe he cause not y^e Said *Sorrell* then to Appeare

Huberd vs
Sorrell

Rob^t Huberd hath Judgment Granted him Against the Sherriffe of *Ja: Citty County* for the non Ap^{pe}earance of *Rob^t Sorrell* (he being Returned Arrested and not Ap^{pe}eing) for what the Said *Rob^t Huberd* shall make Appeare Justly Due, the next Court, In Cafe he cause not the Said *Sorrell* then to Appe.

fford vs *Wyatt*

Nonfuite is Granted *Peter fford* Against Major *W^m Wyatt*, noe Declaraçon being Entred, *It is Therefore Order'd* the Said *Wyatt* pay Damages According to Act wth Cofts Sute *als ex*

Mathewes vs
Saffin

Nonfuite is Granted *M^r Tho: Mathewes* Against *M^r John Saffin* noe Declaraçon being Entred *It is therefore Order'd* he the said *Saffin* pay Dam: According to Act wth Cofts Sute

Afternoone

[p^{re}sent]

GOVERNO^R S^r *Hen: Chicheley Kn^t Tho: Ludwell Se^{cr} Co^{ll} Bridger Esq^{rs}*

Lambert vs *Jones*

Whereas In the Difference Betweene *Tho: Lambert* and *Jones* the Said *Jones* at the Laft Gen^{ll} Court Craved a Refference to this Court w^{ch} was Granted vnto him, but by Reason the Said *Jones* Doth not Ap^{pe}e this Court, *It is Order'd* that if in Cafe the Said *Jones* Doth not Ap^{pe}e the next Gen^{ll} Court, then Judgment is to passe According to *Lamberts* Petiçon. *Jones* to have Lawfull notice of this Order.

Bishop

Admiçon (*Cum Testamento Annexo*) of all and Singular the Debts Rights and Creditts belonging to the Estate of *James Nickolson* Late of *Henrico County* Batchello^r Deced, is granted to *Jn^o Bishopp* he putting in Security According to Law, *M^r Rowland Place* Security for Adm^{str}açon.

Co^{ll} *Swann*
Co^{ll} *Bacon*
L^t Co^{ll} *Parke*
Winn vs
ffoxall

Whereas *M^r Jespher Winn* had an order in *Oclober Court* Laft Against *M^r John ffoxall* Security for the Appeance of *Peter Ould* Wherein it is Order'd that if the Said *M^r ffoxall* Did not Cause the said *Ould* to Ap^{pe}e next Court ffollowing then Judgment to passe Against him for what should be made Ap^{pe}e Justly Due, and the Said *Peter Ould* not Appeareing then nor now Judgment is Therefore Granted the Said *Jespher Winn* Against the Said *M^r Jn^o ffoxall* Security as aforesaid for payment of Eighteene hundred pound of To^{bo} and Cask wth Cofts fute *als ex*.

Smith p
Land

M^r Bryan Smith hath Order Granted to pattent Three hundred Acres of Land in *New Kent County* on the north Side of *Mattapony River* about four miles in the woods and on the Branches of *Aquinteanocco* form^{ly} Granted to Co^{ll} *Abrahall* and by him Assigned to

M^r

Mr Geo: Light, and by him Deserted Ent rights According to Cuf-
tome noe pattents to be Granted till next Court where *Light* is to
Appeare & Defend this Order.

Rably vs Webb

Whereas it appeares to this Court by the Testimony of *L^t Co^{ll} Dan^{ll} Parke Esq^r Major Theo: Hone* and *Mr Moore*. That the Land
In Difference Betweene *Tho: Rably* on behalfe of *Eliz: Rably*
orph^t *P^t*, and *Henry Webb* Defd^t, That the Right of the said Land
is in *Eliz: Rably* Orp^t, It is Order'd The said *Tho: Rably* Survey the
said Land, and that the Said *Eliz: Rably* have a Pattent in her
name, and that *Webb* pay Cofts Sute

Moffe vs Pickett

The Sute betweene *W^m Moffe & Blackmen Pickett* is Dismiss

The Twentie ffith Day of September 1674

[present]

GOVERNO^r *S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Swann Co^{ll} Bacon*
Major Gen^{ll} Wood L^t Co^{ll} Parke Tho: Ballard Co^{ll} Jo: Bridger Esq^{rs}

Jordane vs
Meriwether

Whereas *Mr ffra: Meriwether* Did Exhibite to The Hono^{ble}
Governor a Scandulous Peticon Against *L^t Co^{ll} Geo: Jordan* and
The Said *Mr Meriwether* now Appeareing in Court and Acknowl-
idgeing his Error, & Humbly craves his Honor^s Pardon The Court
Doth Order that the Said *Mr Meriwether* pay vnto the Said
L^t Co^{ll} Geo: Jordane Reasonable Charges

Bushrode vs
Whiteing

Mr Henry Whiteing Confesseth Judgment to *Mr Tho: Bushrode*
for payment of Two hundred and Eighteene pounds two shillings
and four pence sterling wth Cofts

Severall fined

Major Tho: Davis Cap^t Jⁿ West of Accomack, *Mr Isaac Jacob*
and *Mr Barnaby Karney* being summoned to be on the Grand Jury
& They not Ap^{pearing} It is order'd that Each of them be fined Two
hundred pounds of To^bo and That the Sherriffe of *James Citty*
County Receive the Said fines

Afternoone

[present]

GOVERNO^r *S^r Hen: Chicheley Kn^t Tho: Ludwell Se^cr Co^{ll} Swann Co^{ll} Bacon*
Major Gen^{ll} Wood L^t Co^{ll} Parke Co^{ll} Jo: Bridger Esq^{rs}

Manering vs
Chamberlaine

In the Difference betweene *Mr Stephen Manering* and *Tho:*
Chamberlaine Vpon an Ap^{ple} from *Westmerland County Court*
about the said *Chamberlaines* freedome, being fully heard, It is
Order'd that the Order of *Westm^rland County Court* be made Void,
and that the said *Chamberlaine* serve Seven yeares from his first
Comeing into this Country According to his Indenture, and pay
Cofst

Inv: Poore

W^m Major presents an Inventory vpon oth of the Estate of
James Poore Dec^d Which is Order'd to be Recorded

Anderson vs
Haybeard

The Difference Betweene *David Anderson & Major Richard*
Haybeard about Land is Referred to an Able Jury of the Neigh-
bourhood who are in Company with a Surveyor at such time as
they shall Appoint to Lay out the Said *Andersons* Land According
to his Pattent, and make Report Thereof to the next Gen^{ll} Court

Reff

Reff *D: vs W.*

Refference betweene *Elq^r Diggs* and *Majo^r Walker* to the Third Day of the next Gen^l Court, Vpon the Request of *Majo^r Walker*

Greene
Acquitted

Sarah Greene being Indited for murthering her Bastard Child was by the Grand Jury found *billa Vera*, but a Jury of Life and Death being Impannelled Did bring in their Virdict not Guilty she was Therefore Acquitted from the Said Inditem^t by p^rclamation

Indian
Condemned

Harry the Indian Indited and tryed for his Life for Stabbing of the Grand Jury brought in their Virdict *billa Vera*, then a Jury of Life and Death was Impannelled, who now bring in their Virdict Guilty, Vpon which Virdict Sentence of Death past Against the said *Harry* the Indian to be hanged by the neck vntill he be Dead

The 26th September 1674

[p^rsent]

GOVERNO^r Co^l *Bacon* Co^l *Swann* Majo^r Gen^l *Wood* L^t Co^l *Parke* Tho: *Ballard*
Co^l *Bridger* Elq^{rs}

Abrahall vs
Morrice

Whereas it Appeares to this Court that *Geo: Morrice* Did Assault and Abuse Co^l *Rob^t Abrahall*. It is Therefore Orderd, That the Said *Geo: Morrice* be put out of all Offices both millitary and Civill vntill he gett ffreinds with the Said Co^l *Rob^t Abrahall*, and that he Give bond for his Good Behavior

Edmonds &c vs
Cockram

In the Difference betweene *Cha: Edmunds* *John Pouncey* & *Roger Pouncey* P^{lts} & *Joseph Cockram* Defd^t About a Deed made by *Amph: Garraway* It is Orderd that the Said *Cha: Edmunds* *Jn^o Pouncey* & *Roger Pouncey* have the Severall Cattle & Horfes mençoned in the Said Deed with their Increase, and all other things therein Expressed, Except the man Servant which the Said *Cockram* is to have, and it is further orderd that *Edmunds* and *Pouncey* make Oath At the Court of *New Kent* what Other Estate there is of the said *Amphilliday Garraways*, And if any *Cockram* to have it

Co^l *Bacon* vs
Griffin

It is Orderd that Cap^t *Rob^t Griffin* Comander of the shipp *Griffin* give bills of Ladeing to Co^l *Bacon* for Twenty nine hoggs-heads of To^bo the Slope man haveing made Oath he Deliverd foe many aboard the said Cap^t *Griffin* his shipp

Gwyn vs
Whiteing

Whereas it Appeares that M^r *Henry Whiteing* Churchwarden of Ware P^rish in *Gloucester* County Did Illegally breake open the To^bo house of M^r *John Gwyn* minister of *Abington* P^rish and alsoe breake Open a Hoggshhead of To^bo and take P^rt of the same Away and Whereas the said *Gwyn* hath beene at Greate Expence, and Received Damages by Reason of the Said M^r *Whiteing* his foe Doeing, This Court Doth Therefore Order that the Said M^r *Hen: Whiteing* pay vnto the said M^r *John Gwyn* Sixteene hundred pound tobacco and Caske, w^{ch} is to be in full of all Cofts and Damages & that M^r *Gwyn* be noe more molested by neither P^rish vntill it be Decided in which P^rish he lives in

Mackclanaham
vs Alford

Nonfuite is Granted *John Mackclanaham* Against *Majo^r W^m Alford* noe Declaraçon being Entred, It is Therefore Orderd that the said *Majo^r Alford* pay Damages According to Act wth Cofts Sute
Sherr

Sherr Gl^o
vs Prifion^r

It is the Opinion of This Court that the County of Gloucester or Publique ought to pay the fees and charges that is Due the Prifioner that came out of the faid County Except her Viſtualls, her Goeing into prifion and her Comeing out which is To be paid by the prifioner

Hill vs Patridge

The Difference Betweene Mr Sam^{ll} Hill Attorney of Cap^t Phill ffoſter of London, and Mr Sam^{ll} Patridge is by the Conſent of the Attorneys of both Parties Referred to the Third Day of y^e next Gen^{ll} Court

The 28th Day of September 1674

[preſent]

GOVERNO^r Tho: Ludwell Se^cr Hen: Corbyn Co^{ll} Bridger Eſq^{rs}

Governo^r vs
Adm^{rs} of Co^{ll}
Scarburgh
Co^{ll} Swann

It is Order'd that the Adm^{trators} of Co^{ll} Edm^d Scarburgh Dec^d pay vnto the The Right Hon^{ble} Sr W^m Berkeley Kn^t &c Twenty pounds Sterling

The fute betweene Mr Tho: Arnold and Mr Ja: Biſſe about a Seizure of A boate is Diſmiſt, and Order'd that Mr Arnold pay vnto Mr James Biſſe Two hundred pound of To^{bo} It being for the taking vpp the faid Boate and his Trouble.

Mr Dromonds
ord^r Survey.

Co^{ll} Tho: Liggon is Appointed by this Court to Lay out the Land belonging to Major Edloes Orphants According to the patents and the Ancient bounds Thereof and what waſt Land is within the bounds of the Said Patents Mr W^m Drommond to have A Grant thereof Co^{ll} Rob^t Winn and Mr Tho: Bowler to have timely notice of Laying out the Same.

Major Gen^{ll}
Wood Thos
Ballard Eſq^r
Order Accomack
p Indians

Upon the often Repeated of the Indians inhabiting on the Land pretended to by Cap^t Savage on the Eaſtern Shore, that they are often Diſturbed notwithstanding the Care of This Court to prevent the Same by the Enquires of Co^{ll} Stringer Co^{ll} Cuſtis, Cap^t Southey Littleton, & Major Edm^d Boeman, who have reported the titles both of the faid Indians and Savage to be Doubtfull, Yett in reſpect the Said Indians have alwaies beene in peace with us, it is neceſſary that they be Secured in their poſſeſſions *It is order'd* that the aforemenconed four Gentlemen doth Enquire how much of y^e Said Savages Land John Kendall Doth at preſent poſſeſſe, within the bounds of the Land the Indians claime, and Doe Cauſe as much in Lieu thereof to be Layd out of the faid Savages Land Convenient to the Said Indians, to be freely poſſeſſed by them (Soe Long as they ſhall Live on it) without Diſturbance or moleſtacon of any Perſon, they paying to the Said Savage his heires Executors &c one yeare of Indian Corne yearly for Acknowledgm^t (if . . . And becauſe it Appeares that the Said Kendall hath often threatened, Diſturbed and affrightned the faid Indians the aforeſaid four Gentlemen are Impowered and Required to take Securitie from him that he for the future doe not any waife Trespaſſe vppon or Diſturbe the Said Indians, And Harmonſon is Acquitted from y^e order of the Laſt Gen^{ll} Court enjoying him to Appeare at this.

West

West vs Wilson

Whereas the Laft Gen^l Court L^t Co^l *John West* had an order Against the Eftate of M^r *Sam^l Arnold* in the hands of *John Wilfon* for payment of Two Thoufand one Hundred Sixty Six pounds of Tobo and Caske nine Hundred pounds of mufcovadoe Sugar and one able negroe with Cofts Sute vppon w^{ch} Said order Execucon Iffued and the Sherriffe of *new Kent* County haveing Seized Three negroes Claimed by the Said *Wilfon* to be his, *this Court Doth Adjudge* the Seizure to be Good. vppon the offer of the Said L^t Co^l *West* in Court that the Said Three negroes be Returned to the Said *Wilfon* vppon payment of what they are Appraized at with Cofts.

From which Judgm^t the faid *Wilfon* Appeales to the Affembly *It is Orderd* he give Security According to Act, M^r *David Anderfon* & *John Gigue* Security.

Afternoone

[p^lent]

GOVERNO^r S^r *Hen: Chicheley* Kn^t *Tho: Ludwell* Secr. Major Gen^l *Wood* Hen: *Corbyn* Tho: *Ballard* Co^l *Ja: Bridger* Esq^r

*Co^l Ludwell vs
Clarke*

Judgment is Granted L^t Co^l *Phillip Ludwell* Against M^r *Richard Clarke* Attorney of M^r *Geo: Lee* of London for payment of fforty Ster^l being Due vppon two bills of Exchange p^lented with Damages According to Act of Affembly with Cofts Sute *als ex*.

S^r *Hen: Chicheley* Kn^t Prefident.

*Co^l Swann ord^r
vs Governo^r
Serv^{ts}*

Whereas *Tho: Morrice* *Tho: Edwards* Jn^o *Talbert* Jn^o *Howell* and *Edward Day*, Carpenter Servants to the Hono^{ble} Governo^r and *Hugh Owen* Servant to M^r *Geo: Loyd* and Jn^o a negroe Servant to M^r *Rich^d James* hath Run away and Absented themselves from their faid mafters Two months *It is orderd* that the Sherriffe of *James Citty* County take Care that all of them be whipped (Except the Carpenter whose Corporall punifhment the Governo^r hath Defired might be Remitted) and Each of them have thirty nine lafhcs well layed on And the the Englifhmen Serve According to Act for their Runing away, And that Amongft [them] they Serve the Hono^{ble} Governo^r Two yeares for *Ja: . . .* (who was his Hono^rs Serv^t) which they Loft And that the Damages Charges & Expences be Adjudged when brought in.

*White vs
Servants*

It is orderd that *Tho: Morrice* *Tho: Edwards* Jn^o *Talbert* Jn^o *Howell* *Edward Day* Servants to the Hono^{ble} Governo^r and *Hugh Owen* Servant to M^r *Geo. Loyd*, Each of them After their time be Expired, Serve to M^r *W^m White* One yeare and a halfe It being for a boate ftoale away from him and . . . to the Value of Sixteene pound fterl.

*Lawrence vs
Servants*

Whereas *Jeremiah Mathewes*, *Evan Ward*, and *John Buftone* Servants to M^r *Rich^d Lawrence* Did take the faid *Lawrences* fhallop and Run away and the Said *Mathewes* and *Ward* haveing Absented themselves from their Said mafters Service Two months, and Loft the fhallop and *John Buftone* who had Eight yeares and a halfe to ferve, and the faid M^r *Lawrence* haveing beene at Charges for the takeing of Them, *It is Orderd* that in full of all Damages which the faid M^r *Rich^d Lawrence* hath Suftained, That the Said

Jeremiah

Jeremiah Mathewes, & Evan Ward Serve the said Mr *Lawrence* Seven yeares Apeice after their time, by Contract Custome or Indenture be Expired.

Yardly vs Dolby

Whereas the Difference Betweene Mr *Argol Yardly* p^{te} and *Ew^d Dolby* Defd^t about Land, was the Laft Gen^l Court Referred to Mr *Rob^t Beverly* Surveyor to Survey the said *Yardlys* Land which he Accordingly Did and Report[s] to this Court that meafuring the Said *Yardlys* Three Thoufand Acres, he found within the said *Yardlys* bounds a Grant of four hundred Acres of a more Ancient Date than the Said *Yardlys*. *This Court have thought fitt and Doe Accordingly Order* that in Leiu of the four hundred Acres aforefaid That *John Wallop* Surveyor (fometime before the next Gen^l) survey fflower hundred Acres of Land and Add it to the Said Mr *Yardlys* pattent Adjoyning the Same to the Said *Beverlys* Survey towards the head of the Creeke, p^{ro}vided theire be foe much within y^e Said *Yardlys* bounds, and make Returne thereof to the fifth Day of the next Gen^l Court.

Place vs Stith

Whereas This Court hath this Day vppon the petiçon of Mr *John Stith* taken the Long Depending Difference betweene Mr *Rowland Place* P^{te} and the Said *John Stith* Defd^t Concerning the bounds of A Tract of Land Known by the name of *Buckland* on the north Side of *James* River and in the County of *Charles Citty*, and after haveing Duly Waighed and Confidered the Originall pattent Granted to Cap^t *Perry* Senior for Two Thoufand Acres, And a Subfequent Grant of ffifteene hundred Acres to Mr *Geo: Minyfy* on the behalfe of Cap^t *Hen: Perry* then an Orphan as Suposed to Lye wthin the bounds of the Said Two Thoufand Acres, and a third pattent p^{ro}tended to be Drawne vppon a Latter Survaigh, made by one *Goffe* and findeing all the Said pattents to Confine both the Said Graunts within the Two Creekes Called *herring* Creeke and *Oldmans* Creeke foe farr as the Said Creekes fhall Ebb and flow, and haveing out of our Tender Care that Juftice might Equally be Difpenced to both P^{ar}ties, Appointed Severall Surveyor^s Attended with able and Indifferrent Juries, the Virdicts and Reports of whome being Duly and Thoroughly Compared and Confide^d, the Court for a finall End and Determinaçon of the Said Difference are vnanimoufly of Opinion and *Doe Accordingly order* that the Line Laft runne by Major *Jn^o Lewis* Surveyor before the Jury then Affifting him, be the bounds of the Said Land of *Buckland*, and that becaufe the Said *Stith* vppon the Said Survey was found a Trefpaffer within the Said line, *It is order^d* that he Quitt claime to that Land he held within it and pay the Said *Place* Twenty Thoufand pound of to^{bo} and Caske found Againt him in a former Seffion of this Court at fuch payments as by the Said Order is Appointed.

The 29th September 1674

[p^{re}sent]

GOVERNO^r *Tho: Ludwell* Se^cr *Hen: Corbyn* L^t Co^{ll} *Parke* Esq^r

Carter vs Hatcher

The Difference Betweene L^t Co^{ll} *John Carter* & W^m *Hatcher* is vppon the Request of the Said L^t Co^{ll} *Carter* Referred to the Affsembly and *It is order^d* that if the Said L^t Co^{ll} *Carter* be Caft in the fute, that he pay Damages as in Cafe of Appeales.

Co^{ll}

Co^{ll} Bacon
Majo^r Wood
Co^{ll} Bridger
Tho: Ballard

Whereas the Laft Gen^{ll} Court there was an Order Concerning the Lands of y^e Indians wherein *it was Order'd wherein it is order'd* that the Severall Sherriffes bordering vppon the Indians, should publish the Said Order, and they haveing failed Therein, Major Gen^{ll} Wood is Desired by This Court strictly to Enquire into the Same and make Report thereof to the next Gen^{ll} Court.

Browne vs
ffeilding

Whereas M^{rs} Tabitha Browne had a writt Directed to the Sherriffe of Northumb^{ria} County for the Arresting of Ambrose ffeilding who was Accordingly arrested & noe Security Returned Judgment is Therefore Granted the Said M^{rs} Tabitha Browne Against the Said Sherriffe for payment of what she shall make Appeare Justly Due the next Court, in Case the said Sherriffe Doe not then Cause the ffeilding to Appeare

Lee & Buffe vs
Hansford

Hen: Lee and John Buffe Sueing M^r Tho: Hansford to this Court about the building of a floop. *It is Order'd* that if the Said Tho: Hansford Doe not finish the Said floope by the ffourth Day of the next gen^{ll} Court then the Said Hen: Lee and Jn^o Buffe to have such Damages Ag^t the Said M^r Hansford as this Court shall then Adjudge

Appleton vs
Waugh & Steele

Whereas it Appeares to this Court that M^r John Waugh hath Contrary to Law marryed an Orphan called Restitute Whetstone to one Math Steele a man of noe Estate without any Licence and notwithstanding he was forbidden by Cap^t Jn^o Appleton the Said Orphans Guardian and Others Soe to Doe, and whereas the Said M^r Waugh hath beene fined Tenn Thoufand pound of To^{bo} and Caske According to Law for his foe Doeing at the County Court of Weltmerland, and the Said Accon of the Said Waugh being of a very Dangerous Consequence, *It is Orderd* that the Said M^r Waugh pay the said Tenn Thoufand pound To^{bo} and Caske, According to the Order of the County Court and shall not hereafter marry any Person whatsoever, vnles he be Authorized Soe to Doe by the R^o Honorable the Govern^r and shall pay all Cap^t Appletons Charges both Attorneys fees and Otherwise, and the Said Math Steele that marryed the Said Orphan is only to have the V^{lue} of the Land not Comitting any waft therevpon and not to Dispose of the Same or any Pt thereof, and *it is further order'd* that Cap^t Appleton shall have time till the Twentieth of febr^y next to Remove the Tenants and Stocke he hath Vpon the Said Land

Afternoone

[Present]

GOVERNO^r S^r Hen: Chicheley Kn^t Hen: Corbyn L^t Co^{ll} Parke Tho: Ballard Co^{ll} Bridger Esq^{rs}

Grayham vs
Langhorne

Jane Grayham wife of John Grayham peticoning to this Court that M^r Langhorne and M^r Curle hath Seized The Goods of her Said Husband & Unjustly Detaines them, and in Regard the Said Grayham is in Prison to Answer his Credito^{rs} *It is Order'd* that the woman have her wareing Apparrell her bedd & Furniture & necessarie provisions, and that Co^{ll} Prichard Secure the Rest of y^e Said Grayhams Estate till the next County Court of Warwick who are to take Care of the matter

Stanley

- Stanley vs Chetwood* In the Difference betweene *W^m Stanley* and *Tho: Chetwood* Vpon an Appeale from *Lancaster County Court*, *It is Order'd* that the Order of That Court be made Void, and That The Said *Tho: Chetwood* pay vnto the Said *W^m Stanley* five hundred fifty fower pound of To^bo and Caske wth Cofts Sute *als ex*
- Grayham vs Curle* Whereas the Governo^r and Councell are Informed that one *Tho: Curle* of *Kickotan* hath taken away Severall Goods belonging to *John Grayham* and Carried them away and Vnjustly Detaines them, (*Grayham* being in *Þ*son, *It is Order'd* that The Said *Curle* forthwith Deliver the Said Goods Vppon Oath to Co^{ll} *Rob^t Prichard* who is to Secure the Same till y^e next County Court of *Warwick*
- Smith þ Land* *Henry Smith* petiçoning to this Court to Survey his Land on the North Side of *Rapp^a River* *It is order'd* that one of the Surveyo^{rs} Appointed by the Lord þprietor^s pattent, Survey and Lay out the Said *Hen: Smiths* Land According to his pattent
- Robinson vs Burke* In the Difference Betweene M^r *Christopher Robinson* Attorney of Co^{ll} *Potter* and Jⁿo *Burke* vppon an A^pple from *Middlesex County Court* (about the Said *Burkes* freedome) *It is Order'd by This Court* that the Said *Jⁿo Burke* be free by Reason he was not Adjudged at A Court According to A^ct of Affsembly, and that the Said M^r *Robinson* as Attorney aforefaid pay the Said *Burke* Corne and Clothes According to the Custome of y^e Country, wth Cofts
- Stanley vs Stoneham* In the Difference betweene *W^m Stanley* and *Henry Stoneham* Vppon an Appeale from *Lancaster County Court*, *It is Order'd* that the Ord^r of that Court be made Void, and that the Said *Henry Stoneham* pay vnto the Said *Stanley* Three hundred Eighty Seven pound of To^bo and Caske with Cofts Sute *als ex*

The 1st October 1674

[þsent]

GOVERNO^r Co^{ll} *Bacon* Major Gen^{ll} *Wood* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^{rs}

- Farrar vs Whitacarr* M^r *Richard Whittacar* Confesseth Judgment to L^t Co^{ll} *W^m Farrar* for payment of fiteene pound *Sterling* with Cofts Sute
Ord^r Wild Cattle *It is Order'd by this Court* that noe þson whatfoever Doe þsume to Kill any wild Cattle without the Right Hono^{ble} the Governo^{rs} Licence vnder the penalty of paying Such fines as his Hono^r shall Thinke fitt, and That *Dennis Dolby* (being Sued to this Court by M^r *Rob^t Bray* for Comitting the Like offence, *It is order'd* he give bond for his good behavior
- Browne vs Greenely* L^t Co^{ll} *Phillip Ludwell* and Co^{ll} *John Custis* the Laft Gen^{ll} Court were Appointed to Examine the Accounts betweene M^{rs} *Tabitha Browne* and M^r *Edward Greenly* who Report to this Court that the Said *Edw^d Greenly* is Debto^r vppon the ballance of Account four pounds Thirteene shillings *Sterl* and Seven hundred pounds of To^bo and Caske for which faid Sum^m the Said *Greenly* Confesseth Judgm^t to the Said M^{rs} *Browne* wth Cofts noe Execuçon to Iffue for Two months from this Date
- Palliser vs Gwyn* The Difference betweene M^r *Tho: Palliser* and M^r *Humphrey Gwyn* about A Cart *It is order'd* that the Order of *Gloucester Court* be suspended, and That they have a Rehearing of the Said Difference before the Governo^r and Councell the Third Day of the next Gen^{ll} Court

ffarrell

ffarrell p
Admcon

Admcon is Granted Cap^t *Hubert ffarrell* Attorney of M^{rs} *Agnes Sumers* vpon all such Eftate that Doth belong to M^r *John Sumers* Deceafed that is not already Adminiftered vpon by M^{rs} *Tabitha Sumers* Cap^t *W^m White* in Court Enters himfelfe Security for Cap^t *ffarrells* Due Adminiftracon

Beverly vs Pate

Whereas there was a Pattent Granted to M^r *John Pate* and Cap^t *Rob^t Beverley* for Six Thoufand Acres of Land, and it being now in Difpute *This Court are of Opinion* that the Right of the Land Doth belong to the Said Cap^t *Beverley* by Reafon there was A Joynt tenancy Betweene them, and for that the Said Cap^t *Beverly* is the Survivor notwithstanding the writeing pafte to M^r *Pate* in his Life time by y^e Said Cap^t *Beverley*

Afternoone

[p^{re}sent]

GOVERNO^r *Tho: Ludwell* Se^{cr} Co^{ll} *Bacon* Hen: *Corbyn* Major Gen^{ll} *Wood* Co^{ll} *Parke* *Tho: Ballard* Efqr^s

Ives vs
Norrington

Whereas *John Ives* had an Execucon Againft *Edw^d Norrington* which was Served Vpon him, and it now Appeareing that Laft *Apprill* Court of *Lower Norfolke* the Said *Norrington* was Acquitted from the Said Execucon. *It is Orderd* by this Court that the Said Order of *Lower norfolke* Court be made void and that the Said *Norrington* be Seized by Vertue of that execucon, and there Remaine vntill he pay the Said *Ives* his Debt, According to the Execucon and firft Order

Reff: *Witt vs*
Epps
Reff: *Soanes vs*
Batts
Somers Will

Refference betweene *Jn^o Witt* and *Sufanna Rawlins* p^{l^{ts}} and L^t Co^{ll} *Epps* to The Third Day of next Gen^{ll} Court
Refference betweene M^r *Henry Soanes* and M^{rs} *Eliz: Batts* to the 3^d next Gen^{ll} Court

M^r Se^{cr} acquitt
L^d

The nuncupative will of M^r *John Sumers* is by This Court Adjudged Good foe farr as Adminiftracon is made by M^{rs} *Tabitha Sumers* the Said M^r *Sumers* his Relict

Co^{ll} *Kemp* Claime
to *Pickis* Eft

Thomas Ludwell Se^{cr} Efqr^s Doth in Court Acquitte all his Title That he hath to Two Thoufand nine hundred Acres of Land in *Henrico* County . . . by *Tho: Cock*

Needles vs
Wadding

Co^{ll} *Math: Kemp* on the Behalfe of M^r *Edw^d ffletcher* makes Claime to forty Eight Thoufand pound of Tobacco and Caske Due from the eftate of M^r *Jofias Pickis* Deced

R. H vs W

Nonfuite is Granted M^r *John Needles* Againft M^r *James Wadding* noe Declaracon being Entred. *It is Therefore Orderd* the Said M^r *Wadding* pay Damages according to Act wth Cofts

R. H: vs H

Refference betweene *Tho: Hill* and *James Wallace* to The Third Day of the next Gen^{ll} Court

R: C: vs B:

Refference betweene M^r *Rich^d Clarke* Attorney of M^r *Geo: Lee* of *London* & M^r *James Bray* to the next gen^{ll} Court

Wyatt vs
Sherriffe

Major *W^m Wyatt* hath order Againft the Sherriffe of *New Kent* County for the non-appeareance of M^r *Ambro: Clare* and M^r *Antho: Arnold*, for what he fhall make Appeare Juftly Due the next Gen^{ll} Court, in Cafe he Doe not Caufe them to then Appeare

Clayborne

Clayborne ꝑ
Land

Vpon The Petiçon of Co^{ll} *W^m Clayborne Jun^r* *It is Order'd* that such a Quallified Surveyor as he shall make Choice of Survey his Devident of Land vppon *Peanketank* Swamp According to the bounds of his Pattent, Giveing the Neighbours that Joyne Vppon him notice of Such Survey, who may if they will make Choice of another Surveyor to Assist on their behalfs

Bernard vs
Horton

The Difference betweene M^r *Richard Bernard* and W^m *Horton* about Land is Referred to an Able Jury, who are to be of the Adjacent Counties, and M^r W^m *Moseley* Surveyor to Lay out the Said (at Such time as they shall Appoint) According to the bounds of the Said M^r *Richard Bernards* Pattent, and Report to the next Gen^{ll} Court that Judgment may passe in the ꝑmisses.

Peeters vs Major

The Order that W^m *Major* had for Land Deserted by M^r *Edm^d Peters* is Suspended till next Gen^{ll} Court where the Said *Major* is to Appeare and Answer the Complaint of M^{rs} *Eliz: Peters* y^e Said M^r *Peters* Reliçt

Bowler for Land

Vpon the petiçon of M^r *Tho: Bowler* about Surveying his Tract of Land Conteyning Eleven hundred thirty four Acres *It is Order'd* that M^r *Rob^t Beverly* and M^r *Moseley* Surveyor^s (before y^e next Gen^{ll} Court) Lay out the Said Land according as it was first Layd out ꝑvided the Adjoyning neighbours have Due notice to be ꝑsent that noe Intrinchments be made on them, and that he have A pattent Accordingly, and further that the Same Surveyor^s Measure his other Land

Jones vs
Sherriffe

Geo: Jones hath order Granted Against the Sherriffe of County (for the non appeareance of Cap^t *Jn^o Lord*, for w^t he shall make Appeare Justly Due the next gen^{ll} Court In Case the said Sherriffe Doe not Cause the Said Cap^t *Lord* then to Appeare

Wallace vs Hill

Thomas Hill Sueing *James Wallace* to this Court for Severall Tobaccos and it Appearing that the Difference of Accounts Betweene them was Referred to M^r *John Drayton* & M^r *Tho: Cock*, who Did find that there was Due to the Said *Wallace* vppon the ballance of Accounts One Thousand Nine hundred ninety six pound of Tobacco and Caske *It is order'd* that their award be Confirmed and that the Said *Hill* Satisfie and pay the Said Some of Tobo and Caske with Cofts.

The 2^d October 1674

ꝑsent

GOVERNO^r Co^{ll} *Bacon* Major Gen^{ll} *Wood* L^t Co^{ll} *Parke* *Tho: Ballard* Esq^r

Palliser ꝑ Land

Tho: Palliser hath order Granted to take vpp and Pattent about one Hundred Acres of waft Land Adjoyning to his Land in *Gloucester* County. Entring Rights According to Custome, M^r *John Lewis* Appointed to Survey the Same.

Reff: *D. vs W.*

Refference Betweene *John Daniell* and *John Wilson* to y^e Third Day of the next Gen^{ll} Court.

Order M^r *Minge*

Whereas M^r *James Minge* Doth now Confesse in Court that he Did Informe M^r *Drommond* that their is Thirty Thousand pounds of tobo belonging to *Jn^o Edloe* orphane not Inventorried *This Court* Doth therefore impower the Said M^r *James Minge* to make Inquiry into the Same and Report to the third Day of the next Gen^{ll} Court.

Worts

- Worts will explained* *It is The opinion of This Court that the meaneing of W^m Worts will is . . . wife have one halfe of his Eftate and his Child the other halfe.*
- Esq^r Corbyn vs Pickis* *Henry Corbyn Esq^r on behalf of his Brother Claimes Eleven pounds odd money from the Eftate of M^r Jofias Pickis Dec^d*
- Reff Win vs Wil.* *Refference betweene John Wilfon P^{te} and Ja: Wilkins Def^t vpon y^e Def^{ts} Request to the Third Day of the next Gen^l Court and the Security to Stand*
- Reff Co^{ll} Jord: vs Co^{ll} Hall* *Refference betweene L^t Co^{ll} Geo Jordane Attorney of M^r Gardner & L^t Co^{ll} John Hull to the Third Day of the next Gen^l Court vppon y^e Request of the Said Co^{ll} Hull.*
- Roadum vs Cuf^{tis}* *Math: Roadum hath order Againft M^r W^m Cuf^{tis} he being Returned Security for the Appeareance of Cap^t Dan^l Jenifer for w^t the Said Math: Roadum Shall make Appeare Due next Court, in Cafe he Doe not Caufe the Said Cap^t Jenifer then to Appeare*
- Bray vs Littlepage* *The order that M^r James Bray obtained Againft M^r Rich^d Littlepage the Late High Sherriffe of new Kent County for the non appeareance of Docter W^m Phillips, the Laft Gen^l Court is Confirmed vnlefs he Caufe the Said Phillips to Appeare the third Day of the next Gen^l Court.*
- Potter vs Newell* *The Difference betweene Co^{ll} Potter and the Eftate of Jona: Newell is Referred till next Aprill Court and Order'd that the Three Thoufand pound Tobo which is Received by Co^{ll} Potter and belonging to the Said Newells Eftate Continue in y^e Said Co^{ll} potters Hands vntill the Sute is Determined*
- Hawkins p^l Adm^{con}* *Adminiftra^{con} is Granted Cap^t Tho: Hawkins vppon all and Singular the Eftate of Tho: Lucas Dec^d Cap^t Rob^t Beverley in Court, Enters himfelfe Security for Due Adminiftra^{con}.*
- Reff P: vs W* *Refference betw Co^{ll} Potter and Co^{ll} Warner Senior till Aprill Court next.*
- Watkins vs Hotherfell* *Phillip Watkins who marryed the Reli^{ct} of Lewis Atkins & Daughter of John Peete haveing Arrested John Hotherfell as marry- ing the Reli^{ct} of the Said John Peteete & Peti^{con}ing for one Hundred Acres of Land in Yorke County It Appeares to this Court that the Said Peteete Did Convey the Same Land in his Life time to the Said Lewis Atkins his Sonne in Law Some years before his Death and it is the pinion of this Court that the Right of the Eftate of the Said Land is in the Said Watkins his wife as Daughter to the Said Peteete and Order'd that Hotherfell and his wife Affigne over the Efcheate formerly Granted to her, Watkins paying the Reasonable Charge of the Efcheate And that Hotherfells wife have her thirds of the Said Land During her Life*
- Hull vs Legate* *Upon Reading the peti^{con} of Co^{ll} John Hull as being y^e Admin- iftrator of Thomas Williamfon, The Queftion being putt whether the Said Co^{ll} John Hull have Joyned Iffue in the Sute of W^m Legate and that Sute by the Court of Rapp^a County Referred vntill further notice of the matter Could be had out of England might afterwards bring in a new plea Viz^t, That by an Act of Affembly noe Ac^{con} Laid Againft him for Debts made by Williamfon in England if not for Goods or money Imported hither This Court vnanimoufly Refolved that Co^{ll} Hull ought to be Allowed Such plea Soe farr as it was Advantageous to him.*
- Reff: B: vs W:* *Refference By Consent Betweene M^r W^m Breffie P^{te} and M^r Tho: Woodward Defd^t to the Third Day of the next Gen^l Court.*

Pickis vs Arnold

Whereas *Jofias Pickis* Attorney of *Elizabeth Pickis* Admstratrix of Cap^t *Jos: Pickis* Dec^d Did Commence Sute to this Court Against M^r *Antho: Arnold* for Recovy of Certaine bonds bills and Accounts for Tobacco Due from Severall P^{ersons} to the said Cap^t *Pickis* Amounting to neare One Hundred Thoufand pound of Tobacco which were Left by The Said Cap^t *Pickis* in the hands of the Said *Arnold* as by A Lift of the Same Appeareth and the Said *Anthony Arnold* p^{ro}duceing to this Court a Release from vnder the Cap^t *Pickis* his hand which hath Some what a Later Date then the Said *Arnolds* Receipt as aforefaid which is Difcharge of all Debts and Accounts betweene him the Said *Arnold* and the Said *Pickis*, which the Said *Arnold* wold have made vse to Difcharge his Receipt for the bonds bills and Accounts Left in his hands as aforefaid, Butt for as much as it Appeares to this Court by the Very Difcharge and alsoe by the Testimony of Co^{ll} *Dan^l Parke* that the Said *Arnold* had Lately Acknowledged to him that the Release was only made as to P^{ar}ticular Accounts betweene Cap^t *Pickis* and the said *Arnold* & had noe Rela^{ti}on to the Said Receipt for the Said bonds bills & Accounts Left in his his hands by The Said Cap^t *Pickis*, which all at Laft was Alsoe Acknowledged by the Said *Arnold*, This Court therevpon & vppon heareing what was Infisted vppon by Either fide Doe thinke fitt & Soe order that the Said *Anthony Arnold* fhall on the Third Day of the next Gen^l Court Deliver vnto the Said *Jofias Pickis* Attorney of the Said Adminiftratrix of the Said Cap^t *Pickis*, all the Said bonds bills And Accounts Soe Left in his hands According According to the Said Lift, and alsoe therevppon Declare whether he or any P^{erson} for him hath Received any of the Tobacco Due vppon any of them, & if he hath, then to be Accountable for the Same to the Said Attorney & pay him what be Due therevppon

All matters and Causes Vndetermined by This Court is Referred to the first Day of the next Gen^l Court, which is to be held the 16th Day of *November* next, to which Day this Court Adjornes

Test

Hen: Hartwell
Cl Con

AT A meeteing at the Governo^r Chamber at *James Citty* the
5th Day of *October* 1674

[present]

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} *Tho: Swann Hen: Corbyn Tho: Ballard*
Co^{ll} *Jo: Bridger Esq^{rs}*

Mr Sec^r vs Bland

Tho: Ludwell Se^cr Esq^r Complaineing to this Court that he hath Received many greate Abufes from *Mr Gyles Bland*, *This Court Doth order* that the Sherriffe of *James Citty* forthwith take into his Custody the Said *Gyles Bland* vntill he Give bond with Sufficient Security for five hundred pound Sterling, for his Good behavior and for the Anfwering the aforesaid Complaint the fifth Day of the next Gen^{ll} Court

Whitfeild p^o
Land

Vpon the Peti^on of *Mathew Whitfeild* on the Behalfe of the Orphans of *Mr Walter Bruce* De^ced, *It is Order'd* that he Survey the orphans seven hundred Acres of Land in *Nanzemond* County, and what Surplufage Land is found within the bound or waft Land Adjoyneing the Orphans to have A Grant thereof Ent rights According to Custome

The 8th *October* 1674

GOVERNO^R *Tho: Ludwell Se^cr Co^{ll} Bacon Hen: Corbyn L^t Co^{ll} Parke Esq^{rs}*

Ord^r about
Rights

It is order'd by This Court that what Receipts of Certificates was Given by any Clarke belonging to *Mr Secretaries* office, before the Removeall of the Said Office from *Laurences* be Authentique, vnless they were bought from the Clarkes which they themselves are to make Good

The 10th Day of *October* 1674

[present]

GOVERNO^R *Tho: Ludwell Se^cr Edw^d Diggs Hen Corbyn L^t Co^{ll} Parke Esq^{rs}*

Hull p^o Land

L^t Co^{ll} *John Hull* peti^oning to this Court that whereas there was a Difference Betweene him the Said Co^{ll} *Hull* and *Mr Martin Gardner* as Gardian to *Mr Tylers* Orphans about Land, which, Said Land was According to an order of *Westmerl^d* County Court Survey^d and Layd out by *Mr Gaylo^r* and *Mr Horton* According to the Said Co^{ll} *Hulls* Pattent, and the Land Claimed by *Mr Gardner* as aforesaid was found to be within the Said Co^{ll} *Hulls* bounds, *It is now Order'd by this Court*, (& Consented to by the Said *Gardiners* Attorney Co^{ll} *W^m Cole*) that the Said Co^{ll} *Hulls* Land be Confirmed to him and that he hold the fame According to his pattent and the aforesaid Survey not Hindering the Orphans future Claime

AT A Gen^l Court held at *James Citty* 18th No^{br} 1674

present

THE RIGHT HONOR^{BLE} THE GOVERNOR & Tho: Ludwell Sec^r Co^{ll} Nath Bacon
Tho: Ballard Esq^{rs}

Whereas wee have beene Informed that those Inhabitants of *New Kent* who are Lifted to serve in the Militia on horse back are Comanded to muster once Every month neir the house of L^t Co^{ll} *Collier* to their Great vexa^{co}n and much Losse of their time for w^{ch} they have noe publique order and a fine of Two Hundred of to^{bo} imposed vpon eu^{ry} P^{er}son who absent themselves from such too frequent musters w^{ch} is Contra^{ry} to Act of Assembly, and not warranted by any Authority. *It is therefore Orderd* that for the future ease of the Inhabitants of the whole Colony as well as of that County in P^{ar}ticular that (until it shall be further orde^d) there be noe musters either of the Horse or foote but at the most Convenient places and only three times in Every yeare (*viz*) *easter Whitsentide & Christmas* hollydays if the weather will P^{er}mitt and that all fines hitherto Imposed as afore^{sa}id are Remitted, and the sherriffe Comanded not to Leavy the same and Because it is a scandall & Disparagement to y^e Melitia of y^e Colony that the officers thereof should sell Drinke by Retayle *it is orde^d* that L^t Co^{ll} *Collier* doe forthwith either Desist from selling Drinke either by himfelfe or others for him, or Quit his Comand in the Regim^t of Horse for the Said County of *New Kent* and the sherriffe of y^e Said County is hereby Orderd to Give him Speedy notice of this Order

AT A Gen^l Court held at *James Citty* 17th November 1674

[present]

S^R W^M BERKELEY Kn^t Governo^r & Tho: Ludwell Se^cr Co^l Bacon Tho: Ballard
Esq^{rs}

Whereas Mr Rich^d Littlepage had an Order the Last Genn^l Court for payment of fower Hundred pounds of Tobacco and Caske it being allowed him for an Office of Coroner; and New Kent County Refuseing Payment, *It is the Opinion of this Court*, that the said County ought to pay the Coroners fees it being a Custome in other Counties

Jones p^r L^d

Cap^t W^m Jones hath order for five Hundred Acres of Land on the north Side of *Mattapony* Adjoyneing to Mr Jn^o Sheares formerly Granted to *Toby West* and by him Deferted, Ent Rights According to Custome

Afternoone

*Busfhrode vs
Clarke*

W^HEREAS Mr Tho: Busfhrode had a Writt Directed to the sherr of County for the Arresting of Mr W^m Loyd who was Returned Arrested and Mr Henry Clarke Security, Judgment is therefore Granted to Mr Tho: Busfhrode Against the said Mr Clarke Sec as aforesaid, for what he shall make Appeare Justly Due the next Court, vnless he Cause the Said Loyd to Appeare

J^d vs J^d
*Breffie vs
Hardie*

Judgm^t is Grant to Mr Tho: Busfhrode as above

Mr W^m Breffie Sueing Jn^o Hardie to this Court for Land the Said Hardie by a writeing vnder his hand Relinquishes all his Right to the Said, and Mr Tho: Woodward vpon his Oth Declares that the Said Land was in Mr Breffie It is therefore Order'd that the Said Mr Hardies pattent be made Void, and that Mr Breffie have a Pattent for the Said Land.

*Lightfoote vs
Deane*

Whereas the Difference Betweene Mr Phill. Lightfoote and Ralph Deane, was in Aprill Court Last Referred to A Jury who Return^d their Verdict vnder their hand to this Court where It is Order'd that the Verdict of the Said Jury be Confirmed and that the said Deane pay vnto the Said Mr Lightfoote fowerteen Hundred pounds of Sweete Sented tobacco & Caske being found Due by the Said Jury wth Cofts

Exit Ex Corp

ffoster vs Goffe

The Order that Cap^t Phill ffoster Obtained in November 1673 for an Extent Against the Lands of Jn^o Goffe in New Kent County, is Renewed, and It is orde'd that the sherr of New Kent County putt the Said Cap^t ffoster or his Attorney vnto possession of the Said Land

Webb vs Hull

Nonfuite is Granted W^m Webb Against L^t Co^l Jn^o Hull he not Appeareing to p^rsecute It is therefore Order'd he pay Damages According to Act with Cofts and, that he peaceably and Quietly Enjoy his Land Vnless Co^l Hull shew Cause this time Twelve month

Rogers vs Hull

W^m Rogers hath nonfute Granted him Against Co^l Hull, he not Appeareing to p^rsecute It is therefore Order'd he pay Damages According

According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnlefs Co^{ll} *Hull* Shew Caufe this time Twelve month.

Withrington vs Hull

Edw^d Withrington hath nonfuite Granted him Against Co^{ll} *Hull* he not Appeareing to p^{se}cute *It is therefore Order'd* he pay Damages According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnleffe Co^{ll} *Hull* fhew Caufe this time twelve month

Hawly vs Hull

Edw^d Hawly hath nonfuite Granted him Against Co^{ll} *Hull* he not Ap^{pe}eing to p^{se}cute, *It is therefore Order'd* he pay Damages According to Act wth Cofts, and that he peaceably and Quietly Enjoy his Land Vnleffe Co^{ll} *Hull* Shew Caufe this time twelve month

fford vs Wyatt

Peter fford nonfuites Major *W^m Wyatt* *It is Order'd* he pay Damages Accord to Act wth Cofts

Jones vs Sherr

The Order that Mr *Geo: Jones* Obtained the Laft Gen^{ll} Court Against the fheriffe of *Westmerland* County for the nonap^{pe}earance of Cap^t *Jn^o Lord* is now Confirmed and *it is Order'd* that the Said Sherr pay vnto the Said Mr *Jones* Sixteene hundred Sixty three pounds of To^{bo} and Caske wth Cofts Sute

Hanly p^o Land

Phillip Hanly hath Order Granted to take vp and Pattent 100 Acres Land Lying on *Pudding Creeke* in the *East River* formerly Granted to *Marke ffoster* & by him Deferted Ent Rights According to Cuftome

Smith & Buckner p^o Land

Vpon the Peti^{con} of Mr *Laurence Smith* and Mr *Anthony Buckner*, *It is Order'd* that they have Seven yeares time Granted to them for the Seateing of Seven hundred & Sixteene Acres of Land in the freshes of *Rapp^a* it being a frontier Planta^{con} *Rich^d Credle* hath order Granted to Survey two hundred Acres of Land Granted to his ffather Lying on the *North River* in *Gloucester* County and what Surplus of Land is found within the bounds he to have a Grant thereof Ent Rights According to Cuftome p^{ro}vided he p^{ro}judice noe former Grant

The 18th November 1674

[p^{re}sent]

GOVERNO^r Mr *Secretarie* Co^{ll} *Bacon Tho: Ballard* Esq^{rs}

Major Gen^{ll} *Rich^d Bennett* Esq^r to pay vnto *Godfry Hunt* for one Thoufand thirty Two foot of boards and Three hundred pounds of To^{bo} & Caske for his Trouble and Expens^{es} for Comeing vp to *James Citty*

Broack vs Sorrell

Refference Betweene *Benjam: Broack* and *Rob^t Sorrell* till next Court by The Desire of Mr *Sorrell*

James vs Beckinham

In the Difference Betweene Mr *Rich^d James* and Mr *Rob^t Beckinham* who married the Reli^{ct} & Adm^{trix} of . . . vppon an Appeale from *Lancaster* County Court. *It is Order'd* that the Order of that Court be made voyd & that the Said Mr *Beckinham* as aforefaid pay vnto the Said Mr *James* Six hundred Seventy pounds of Tobacco & Caske wth Cofts

Bray vs Clarke

Whereas In the Difference Betweene Mr *James Bray* & Mr *Richard Clarke* Attorney of Mr *George Lee*, it Appeares to this Court
that

that the Said M^r *Lee* hath by Severall Letters Impowred the Said M^r *Bray* to Doe Severall Buſineſs for him, and the Said M^r *Bray* Exhibbting an Account to this Court Amounting to twenty Eight pounds *Sterling* Wherein it Appeares that he hath beene at Greate Troubles and Done Severall Buſineſſes for the Said M^r *Lee*. *It is therefore Order'd* by this Court that there bee Twenty pounds *Sterling* Deducted out of M^r *Brays* bill of twenty five pounds Eight ſhillings and Tenn pence, & that the Said M^r *Bray* pay the Ballance of his Bill to the Said *Clarke* Attorney as aforeſaid

Peters ꝑ Land

M^{rs} *Elizabeth Peters* on the Behalfe of her Sonne *Jn^o Petters* hath Order to Pattent One hundred thirty fower Acres of Land in *Yorke* County formerly Surveyed by her huſband M^r *Jn^o Peters* Ent Rights According to Act

Wright & Lofden
ꝑ Land

Jn^o Wright and *Cornelius Lofden* hath Order Granted to Pattent fower hundred fifty Seven Acres of Land Lying ꝑt in *James Citty* County & ꝑt in *Charles Citty* County formerly Granted to *Curtis* Land and for want of Seateing by him Deferted Ent Rights According to Cuſtome

Browne vs Sherr

The Order that M^{rs} *Tabitha Browne* had the Laſt Gen^l Court Againſt the ſherriffe of *Northumbrd* County for the nonapꝑeance of of M^r *Ambroſe ffeilding* now Confirmed and *it is Order'd* that the Said Sherriffe pay vnto the Said M^{rs} *Browne* twenty fower pounds *Sterling* due from the Said *ffeilding* vppon ꝑteſted bills of Exchange wth Coſts and Damages According to Act wth Coſts Sute *als ex*

Ex Corp

Harloe vs Smith

The Sute Betweene M^r *Jn^o Harloe* & M^r *Henry Smith* the heire of L^t Co^{ll} *Smith* is Diſmiſt

Halley vs
Littlepage

James Halley Attorney of *Jn^o Stakey* Execu^r of *Martin* hath Judgm^t Againſt M^r *Richard Littlepage* he being Returned Security for L^t Co^{ll} *Collier*, for w^t ſhall be made Appeare Juſtly due the next Court vnleſſe he Cauſe Co^{ll} *Collier* then to Appeare

The 18th Day of *november* 1674 the Governo^r and Councell then Sitting was the firſt time that M^r *Gyles Bland* Entred any Plea Againſt M^{rs} *Anna Bland*

Beverly ꝑ Land

Cap^t *Robert Beverly* hath order for one Thouſand Acres of Land on the South Side *Chickahominy* maine Swamp formerly Granted by Pattent to *Peter Gill* and *Henry White* & ſince to M^r *ffra: Kirkman* & *Tho: Batts* & by Them Deferted Ent Rights According to Cuſtome

Loyd vs Serv^t

Whereas M^r *Geo: Loyd* hath beene at one Thouſand pounds of Tobacco Charge for the Takeing and bringing home his Servant *Hugh Owen*. *It is Order'd* that the Said *Hugh Owen* Serve According to Act for the one Thouſand, and for the time he was Abſent from his Said maſter w^{ch} is mençoned in a former Order of this Court

L^t Co^{ll} *Jn^o Smith* Attorney of M^r *Rich^d Tyler* of *London* hath Order Againſt the Sherr of *Yorke* County for the nonapꝑeance of M^r *Edw^d Cheeſeman*

The 19th *November* 1674

[ꝑſent]

GOVERNO^r M^r *Secretarie* Co^{ll} *Bacon* L^t Co^{ll} *Parke* *Tho: Ballard* Elq^{rs}

M^{rs}

M^{rs} Haddon

M^{rs} Jane Haddon Widdow and Reliēt of Docto^r *ffra: Haddon* deēd Petiōning this Court for her bedd and firniture & Severall other necessaries for her Parraphenalia, *It is Order'd* by this Court that the Said *M^{rs} Haddon* be Allowed out of her husbands Estate to the Value of twenty pounds *Sterling*

*M^r Seēr vs
Haddon*

Tho: Ludwell Esq^r is Order'd to be paid out of the Estate of Docto^r *ffra: Haddon* Deēd Two Thoufand pounds of Tobacco and Caske next after the widdow and children are Sattisfied

*Bray vs
Littlepage*

The Order that *M^r James Bray* Obtained the Laft Gen^l Court Against *M^r Richard Littlepage* Late sherriffe of *New Kent County* for the non Appeareance of Docto^r *W^m Phillips* is now Confirmed and it is Order'd that the said *M^r Littlepage* pay vnto the Said *M^r Bray* ffourteene pounds tenn fhillings *sterling* wth forbearance According to the said *Phillips* bond wth Cofts

*Lee & Buffe
vs Hansford*

Whereas *M^r Thomas Hansford* is obliged by an obligaōn of Tenn Thoufand pounds of tobo and Caske to *Hen: Lee* and *Jn^o Buffe* for the finishing of a Sloope, *It is Order'd* by this Court that if the said *M^r Tho: Hansford* Doe not by the 2th of *January* next finifh the said floope that then the said *Hansford* pay Tenn Thoufand pounds of Tobo and Caske According to his bond and that the said Sloope be Delive'd to the said *Lee* and *Buffe* in as good a Condiōn as the said *Hansford* Received the said Sloop from them

*Hansford vs
Hooke*

Whereas the Difference Betweene *M^r Thomas Hansford* and *Jeremiah Hooke* was by the Desire of the Attorney of the said *Hooke* the Laft Gen^l Court Refer'd to the third Day of this Court where the Said *Hooke* not Appeareing, *It is Order'd* that the Said *Jeremiah Hooke* Give Security to the Said *M^r Hansford* for payment of what Damages the Said *M^r Hansford* fhall Recover the next Gen^l Court Against the Said *Hooke*

*Timfon vs
Pidgeon*

Whereas In the Difference Betweene *M^r Sam^l Timfon* and Cap^t *Rich^d Pidgeon* about the Damages of nine hoggsheads of Tobacco it Appeares to this Court by Severall Evidences that the men belonging to the Sloope wherein the Tobacco was Damnfied were all a fhore and that it was through their neglect and the Said *Timfon* haveing made oth in Court that the Said Nine hoggsheads of Tobacco Did Really and *Bone fide* Coft According to his Invoyce Sent out of *England* fourty pounds four fhillings & three pence *Sterling*. *It is therefore Order'd* by this Court that the Said Cap^t *Rich^d Pidgeon* pay the said Some of fourty pounds four fhillings and three pence *Sterling* vnto the said *Timfon* wth Cofts Sute

Jforrest p Land

John Jforrest hath order Granted to Survey his Devident of Land in *Gloucester County* on the north Side of *Gardens Creeke* and what Surplus of Land within his bounds or waft Land Adjoyn- ing he to have A Grant thereof Entring Rights According to Custome, pvided it Doth not pjudice former Grant

Afternoone

[pment]

GOVERNO^r *Tho: Ludwell Seēr Co^{ll} Bacon L^t Co^{ll} Parke Tho: Ballard Co^{ll} Bridger Esq^r*

L^t

L^t Co^{ll} *Ludwell*
Secr

Thomas Ludwell Esq^r Secretarie of State for this Colony of *Virga* being bound for *England* vpon the Countries Service, Doth in Court Depute Authorize and Appoint L^t Co^{ll} *Phillip Ludwell* in his Place and Stead.

Woodward vs
Norfworthy

Whereas the Difference Betweene *Thomas Woodward* P^l and M^r *Thomas Norfworthy* Defd^t about Killing of Horfes was Referred to an Able Jury of the neighbourhood to fine the fact who Report to this Court that they find the Defend^t guilty of the fact, *It is orderd* by this Court that the Juries virdict be Confirmed and that an Able Jury of the Neighbourhood Adjudge of the Damages and Report to the next Court held for the *Isle of wight* County who are to passe Judgment Accordingly with all Cofts Sute According to Act.

Moore vs Bressie

In the Difference Betweene W^m *Bressie* & *Geo Moore* Vppon an Appeale from the virdict of a Jury Appointed by the *Isle of wight* County Court about ¶ jury Charged by M^r *Bressie* to the Said M^r *Moore* *It is Orderd* by this Court (vppon the submiffion of the said M^r *Bressie*) that M^r *Bressie* Pay vnto M^r *moore* fiteene pounds *Sterling* by bills of Exchange & all Cofts of Sute

Gofling vs Tatem

The Difference Betweene Cap^t *Edw^d Gofling* M^{rs} *Eliz: Tatem* Executrix of M^r *Jn^o Tatem* about a Claime of Severall Tobaccos Against M^r *Tatems* Estate is Referred to M^{rs} *Tatems* oth, what Goods shee Knows her Said Husband Reced of the Said Cap^t *Gofling* and what Tobacco her husband paid, And to pay Noe *Moore* then w^t she shall not Cleare vppon her oth.

Wilkins vs
Claiborne

Refference Betweene *James Wilkins* and Co^{ll} W^m *Claiborne* to the third Day of the next Gen^{ll} Court by Consent of both ¶ ties.

The 20th of *November* 1674

Present

GOVERNO^r M^r Secretarie Co^{ll} *Bacon* L^t Co^{ll} *Parke* Tho *Ballard* Co^{ll} *Joseph Bridger*
Esq^{rs}

Refference Betweene *Edw^d Diggs* Esq^r and major *Walker* to the third Day of the next Gen^{ll} Court.

Hill vs Patridge

Jn^o *Johnson* Attorney of M^r *Sam^{ll} Patridge* Confesseth Judgment to M^r *Sam^{ll} Hill* Attorney of Cap^t *Phill ffofter* for Payment of Eight Thoufand pounds of Sweete Sented Tobacco and Cask^t and five pounds fourteen shillings and Seven pence *Sterlin^g* According to *Patridges* obligacon wth Cofts Sute *als ex*

Bird vs Minge

Majo^r *Tho: Milner* is Appointed to be in the Roome of Cap^t *Rob^t Beverley* Surveyo^r to Survey and Lay out the Land in Difference Betweene *Tho: Bird* and M^r *James Minge* According to the Last Courts order (the 10th Day of *Jan'y* next) and Report to next Gen^{ll} Court.

Soanes vs Batts

Judgment is granted M^r *Henry Soanes* Against M^{rs} *Eliz: Batts* Extrix₂ of M^r *Tho: Batts* Deced for payment of Two Thoufand of Tobacco and Caske wth Cofts, it being in ¶ t of the said *Batts* his Obligacon to the Said *Soanes* for Land Sold by the Said *Soanes* to the said M^r *Batts*

Reff *Godwin vs*
Bland

Refference Betweene M^{rs} *Anna Bland* Adm^{trix} of *Theo: Bland* Esq^r and Co^{ll} *Tho: Godwin* Adm^{trix} of M^r W^m *Burgh* Deced to the 3^d Day of the next Gen^{ll} Court

Ballard

*Ballard vs
fprodesham*

Whereas *Tho: Ballard* Esq^r had a writt Directed to the fherriffe of the County of *Westmerland* for the Arresting of *M^r Jn^o ffoxall* who was accordingly Arrested and *M^r Jn^o fprodesham* Returned Security and the said *ffoxall* not Appeareing Judgment is therefore Gr^{td} to the said *Tho: Ballard* Esq Against the Said *M^r Jn^o fprodesham* Security as aforefaid for Payment of Two Thoufand five hundred pound of Tobacco and Caske & five pounds *Sterling* wth Cofts The Said *M^r fprodesham* to have Liberty to bring the said *M^r ffoxall* in next Court According to Act

*Robinson p
Land*

It is the Opinion of this Court that the Right of the Land Entred by *Jonathan Robinson* wth Co^{ll} *Blake* is in the said *Robinson* and orderd that the said *Robinson* Survey and Pattent the Same Enttring Rights According to Cu^{stome}

Dangerfeild

M^r Jn^o Dangerfeild the Last Gen^{ll} Court being fined for not Appeareing To Testifie his Knowlidge in a Difference Betweene *M^{rs} Browne* and Co^{ll} *Goodrich*. and it Appeareing this Court that the said *M^r ffeild*ing was made Incapable by Sicknefs, *It is therefore ordered* that the fine be Remitted

*Pallifer vs
Gwynn*

The Same Ord^r is Gr^{td} to *M^r Benjamin Goodrich*

The Difference Betweene *M^r Tho: Pallifer* and *M^r Humphry Gwynn* about a Cart *It is Orderd* that the order of *Gloucester* Court be Reverfed and that the said *M^r Gwynn* pay vnto the Said *Pallifer* four pound five shillings Due by the Said *M^r Gwynns* bill and Twelve hundred pounds of To^{bo} and Caske in full of all Cofts and Charges of this Court and *Pallifer* to pay the Cofts of *Gloucester* Court, and that *M^r Gwynn* have a horfe of the said *Pallifer* for foe long time as the said *Pallifer* had the said *M^r Gwynns* horfe

*Goodrich vs
Browne*

M^r Benjamin Goodrich hath order for five Days Attendance at *James Citty* and for his Comeing and Goeing to and from *James Citty* being Sumoned by *M^{rs} Tabitha Browne* in a Difference Between her and Co^{ll} *Tho: Goodrich* *It is Orderd* the Said *M^{rs} Tabitha Browne* pay him According to Act wth Cofts *als ex*

M^r Jn^o Dangerfeild hath the same ord^r as *M^r Goodrich* hath—

M^r W^m Potts hath the Same ord^r as *M^r Goodrich* hath—

Wallace vs Hill

Nonfuite is Granted to *James Wallace* Against *Tho Hill* he not Appeareing to p^{se}cute, *It is therefore Orderd* the said *Hill* pay Damages According to Act wth Cofts *als ex*

*Roberts vs
Lefcalliot*

In the Difference of Land Between *W^m Roberts* and *Alice* his wife P^{lts} and *Geo: Lefcalliot* Defd^t it Appeareing to this Court that the Said *W^m Roberts* made noe Claime from the yeare 1660 to 1669 of the Said Land, *this Court therefore Adjudge* that he is Barred Dureing his Life According to Act of Asssembly

Afternoone

[p^{se}nt]

GOVERNO^r S^r *Hen: Chicheley* Kn^t *Tho. Ludwell* Sec^r Co^{ll} *Nath Bacon* L^t Co^{ll} *Parke* *Tho: Ballard* Co^{ll} *Jo: Bridger* Esq^{rs}

Refference Betweene *Witt & Rawlins* & the Com^{rs} of *Charles Citty* County till the 3^d Day of next Gen^{ll} Court

*Winflow vs
Wilkins*

The Difference Betweene *Jn^o Winflow* and *James Wilkins* is by the Desire of the Said *Wilkins* Attorney, Referred to the
next

next Gen^l Court, *and it is Order'd* that the former Security stand vntill the Said *Wilkins* Give new Security to stand the Award of the next Gen^l Court

Jordan vs Hull

Judgment is Granted L^t Co^l *Jordan* Attorney of M^r *John Gardiner* of London Against Co^l *John Hull* Executor of M^r *Thomas Williamfon* for payment of fifty Seven pounds & four shilling sterl wth Cofts it being for goods Sent by the Said *Gardner* by *Williamfon* into this Country

Ex Corp

Wright vs Dare

The Difference Betweene M^r *W^m Wright* and *W^m Dare* is Referred to L^t Co^l *Jn^o Lear* & Major *Thomas Milner* to Examine the Accounts Betweene them & State the whole Cause and Report to this Court tomorrow moing

Wyatt vs Ford

Major *W^m Wyatt* hath Liberty till the next Court to make Apppeare that Co^l *Abrahalls* Pattent was not p^duced to the Jury in a Difference Betweene *fford* and him

The 21th November 1674

THE Same Court

M^r *Tobias Handford* makes Claime Against the Lands of M^r *John Bryan* for Payment of Thirty one pounds sterling, *and it is order'd* that the Lease Lett by the Said M^r *Handford* by power from the said *Bryant* be Good and Authentique

Wright vs Dare

The Difference this Court Depending Betweene *W^m Wright* Pl^t Ag^t *W^m Dare* Defd^t This Court haveing Referred the Accounts and Cause to be stated by L^t Co^l *John Leare* and Major *Thomas Milner* who haveing (after heareing all p^ties and Examining all Papers) Reported to this Court that the Said *Wright* did Deliver and Consigne to the Said *Dare* Sixty Bushells of Salt Sixty seven Gallons and halfe of Rum fower hundred fifty Six pound of Sugar, Two Barrells of molaffes, One hundred pound of Bread One hundred and fifty pound of flower, fower felt hatts three pounds of Powder one flagon & one Bafon, and five p^rce of shoes to be Disposed of by the Said *Dare* for the Bennefitt of the Said *Wright* in this Country, & that the Said *Dare* ought to Give the Said *Wright* Account and Satisfac^on for the p^duce thereof as it was Sold by him in this Country and alsoe the p^rfits of one third p^rce of the freight and passengers the Barke *Hopewell* made from *Virg^a* to *Barbados* and from *Barbadoes* to *Virg^a* againe, And alsoe that the Said *Dare* ought to pay *Wright* Twenty one pound Thirteene shilling and four pence being the Said *Dare* his p^rpor^on of Sixty five pound paid by the Said *Wright* for the whole hyre of the Said vessell, and save *Wright* Harmeless from a Debt of Three pound one shilling & Six pence due to one *Ralph*

And this Court haveing Veiwed and Examined the Said Report and heard what Cann be Alleadged on Either Syde Doe herby Confirme the Same and Order that the Said *W^m Dare* shall forthwith pay vnto the Said *W^m Wright* the Said Twenty one pounds Thirteene shillings & four pence and Shall forthwith Give vnto the Said *W^m Wright* good Security that he the Said *W^m Dare* will the first Day of the next Gen^l Court, give vnto the Said *W^m Wright* or his Attorney a Just and true Account vppon his Oth & pay him the full p^duce for what he

he sold the aforefaid Goods for in this Country and alfoe at the Same time give vnto the Said *Wright* a Juft & true Account and payment of the third Parte of the profits of the Said Veffell by freight or paffengers to and from the *Barbadoes*

There being a Caufe Depending in this Court Wherein *M^r Gyles Bland* is Conferned, The Said *M^r Bland* not Speakeing to his Caufe But Reflecting wholly on this Court

Refference Betweene *Math Roadum* & *Cap^t Junifer* (vppon the Request of *Cap^t Beverly*) till the third Day of the next genn^l Court

Refference Betweene *Geo: Reeves* and *Richard Sanchy* to the Third Day of the next genn^l Court

*M^r Secr vs
M^r Bland*

Whereas *Thomas Ludwell* Secretarie of State for this Colony of *Virg^a* did at the Laft Seffion of the Grand Affembly Complaine that Goeing from the Affembly to his owne houle on *Satturday* the third Day of *October* and findeing there *S^r Henry Chicheley Kn^t* and *M^r Gyles Bland* was by the Said *Bland* (without any other p^rovocation then giveing his Opinion as one of the Councell vppon a Peti^con p^rferred by the Said *Bland* Two or three Dayes before to the Governo^r and Councell, and Reproveing him for Speakeing Scandaloufly of the Councell) moft Barbaroufly and Contrary to the Laws of Hofpitallity and humane Society abufed and Called *pittyfull fellow puppy* and *Sonn of a Whore*, and Whereas the Secretarie Did further Complaine that the Said *Bland* takeing one of his gloves without his knowlidge or Consent did Ignominiously p^rumptuoufly and Vnworthyly nayle the Same vpp at the State houle Doore with a moft falce and Scandalous Libell which Contayned thefe words that the owner of that Glove was a Sonn of a Whore mechannick ffellow puppy and a Coward Which Barbarous Behavior the whole Affembly Refenting as a Publique Affront as well becaufe the Said Secretarie was a Publique minifter as for that the Said *Bland* had Dared to fix his Glove and the aforefaid Libell at their Gates on a *Sunday* and Dureing their Seffion did by an Addrefse from the Burgeffes to the Governo^r & Councell Desire that the Said *Bland* might be Compelled to Appeare at the next gen^l Court theire to Anfwer the Complaint of the Said Secretarie on the Behalfe of himfelfe and the Said Affembly and he being Accordingly Order'd to Appeare before this Court on the fiveth Day being the 20th of this Instant *November* where all the aforemen^coned Barbarous and Infolent Behavior^s being by full and Cleare Evidence p^rved, and the Said *Bland* haveing nothing material to Say in his Defence but Rather Adding to his former Crimes by braveing the Co^rt it Selfe, *It is therefore Order'd* that the Said *Bland* Doe Immediately Acknowlidge the Horrid Injuries he hath Done the Said Secretarie and Aske him Publique forgivenesse in Court for the Same (Which he Did but in Soe Slight and Scornefull a manner as Rather fhewed a further Comtempt of the Said Secretarie and the Whole Court, then a Submiffion to their Order) that he Give p^rsent and Sufficent Security for his Good behavior for the future and that he pay to the Publique as a fine for his Comtempt of its Authority five hundred pounds *Sterl* and forthwith Give Good Security for the payment of the Same within Two yeares after the Date of this Order which is to be paid Accordingly Vnleffe within that time he Cann gett the Said fine Remitted by an Order from his ma^{tie} and the Lords of his moft Hono^{ble} Privy Councell

The

The Order that major *W^m Wyatt* Obtained Against the sherriffe of *New Kent* County the Last Genn^l Court, for the non appeareance of *M^r Ambro: Clare* and *M^r Antho: Arnold* is now Confirmed

Evans vs Curle

Whereas their was Difference Betweene *Thomas Evans* P^t and *Tho Curle* Defd^t at the last *Eliz: Citty* County Court & the said *Tho: Curle* Appealeing to this Court where he not Appeareing. It is ord^d that the ord^r of y^e Court be Confirmed & that the said *Curle* pay Damages According to Act in Cafe of Appeales wth Cofts Sute als^t ex

Proffer p Land

Vppon the Petiçon of *Tho: Proffer* that the *Nanzaticoe* Indians having Deferted the Lands Layd out for them by Publique Authority & have not Lived on it this Two yeares Last past. It is order^d that the Said *Proffer* have Liberty to Seate his Land within the Said Bounds if his Petiçon be true.

M^{rs} Anna Bland being Arrested at the Sute of *M^r Gyles Bland* and *M^r Rowland Place* Returned Security Judgment is therefore Granted the Said *M^r Bland* Ag^t the Said *M^r Place* for w^t shall be made Appeare the next Genn^l Court. In case *M^{rs} Bland* Appeare not.

M^r Gyles Bland hath alsoe an other ord^r to the same Effect Ag^t *M^r. Place*

The Court Adjourned to y^e first Day of *March* next

Test

Hen: Hartwell

At a Genn^{ll} Court held at *James Citty* the first Day of
March 1674

present

SR W^m BERKELEY Kn^t Governo^r &c S^r Henry Chicheley Kn^t Collonell Thomas
Swann Thomas Ballard Esq^r
The Court Entred.

The 3^d Day of *March 1674/5*

[present]

MR NATH BACON L^t Co^{ll} *phill Ludwell* M^r *Ja: Bray* and L^t Co^{ll} W^m *Cole* are
made Choice of to be of the Councell.

*Harrison vs
Winn*

M^{rs} *Abigall Harrison* hath Judgm^t Granted Against M^r W^m
Winn Security for the Appeareance of *Tho: Cely* for what shall be
made Appeare Justly Due the next Court, vnles y^e said *Winn*
Cause the said *Tho: Cely* then to Appeare

Walton p Land

M^r W^m *Walton* hath order Granted to take vpp and pattent
Two Hundred Acres of Land Lying in *Accomack* County at *poco-*
mack formerly Granted to W^m *Brittingham* and by him deserted,
Entring Rights According to Custome

*Moseley Beverly
p Land*

Cap^t W^m *Moseley* and Cap^t *Rob^t Beverly* hath order Granted to
pattent Eight Hundred Acres of Land on y^e S. E. Side of *Occup-*
ation Creeke formly Granted to *Vincent Stamford* & by him
deserted Ent Rights According to Custome.

L^t Co^{ll} *Smith*
Et als vs Austin

L^t Co^{ll} *Jn^o Smith* and *Rich^d Young* & M^r *Rich^d Baily* Guardians
to *Conquest Wyatt* Sueing *Bartholemew Austin* to this Court about
a Lease Lett by the *Cheskyake* Indians. *It is the Opinion of this*
Court that the Lease is good, and it is Orderd that One hundred
and fifty Acres of Land be Layd out by the Surveyor of the County
According to the Said Lease and that the said *Austin* Enjoy the
same, and if it Appeares that the said *Austin* hath Lett to Lease
any more Land then his Lease Expreffeth then he to pay the
Charges of the survey and Cofts

M^{rs} *Bland* ord^r
Inv:

M^{rs} *Anna Bland* is Orderd by this Hono^{ble} Court to bring in a
Just and true Inventory vppon her Oath of her Husband *Theo:*
Bland Esq^r his Estate to the next Genn^{ll} Court which was Orderd
the Last Genn^{ll} Court but by mistake of the Clarke it was Omitted

Ord^r M^r *Bland*

It is Orderd that the sherriffe of *Charles Citty* County Lett his
Deputy Attend vppon M^r *Gyles Bland* to and att Every Gen^{ll}
Court

Major vs Marfh

W^m *Major* on behalfe of the widdow of *James Poore* Dec^d Enters
Claime by his petiçon filed Last Court Against the Estate of
Clem^t Marfh Dec^d for Sixteene pounds Tenn shilling & Six pence,
for which the said *Marfh* bound over Certaine Negroes

Plover p Land

Vppon petiçon of *Jn^o Plover*, *It is Orderd* that Cap^t *Rob^t Beverley*
Survey and Lay out his -600- Acres of Land purchased of *Abraham*
Sharpe Lying in *Rapp^a* County According to the true Intent and
meaneing of his Deed

*Mackclan vs
Curle*

Jn^o Mackclanaham nonsuites *Tho: Curle* noe Declaraçon being
Entred, *It is therefore Orderd* that the said *Curle* pay damages
According to Act wth Cofts Sute als ex

Idem

Idem vs Idem

Jn^o Mackclanaham nonfuites *Tho: Curle* noe Declaraçon being Entred, *It is therefore Order'd* that the said *Curle* pay damages According to Act wth Cofts Sute *als ex*

Co^{ll} *Warner* p
Land

L^t Co^{ll} *Augustin Warner* hath Seven yeares Liberty granted him to Seate his Tract of Land Lying on the maine Swamp of *Mattaponi* River Containeing Tenn Thoufand & 100 Acres It being Remote

Jacob vs Savage

There being a Difference Betweene *Ifaac Jacob* and *Rowland Savage* in *Accomack* County Court and the Said *Jacob* Appealeing to the Laft Genn^{ll} Court where he not Appeareing nor now, *It is ordrd* that the Opinion of that Court be Confirmed and that the Said *Jacob* pay damages According to Act wth Cofts of Sute, Vnlefs he fhew Good Caufe this Court to the Contrary

Williams vs
Co^{ll} *Kendall*
Sec *Savage*

Jn^o Williams hath ord^r Againft Co^{ll} *W^m Kendall* Security for the Appeareance of *Jn^o Savage*, for what damages fhall be Awarded the next Court, vnlefs the Said Co^{ll} *Kendall* Caufe the Said *Savage* then to Appeare

Sorrell vs
Sherf

M^r *Rob^t Sorrell* hath Order Againft the Sherriffe of *James Citty* Coñ for the non-appeareance of M^r *Andrew Reader* for what fhall Appeare Due the next Court, the sherf to have Liberty to bring the said *Reader* to the next Court According to Act

Sorrell vs Sherf

M^r *Rob^t Sorrell* hath order Againft the fherriffe of *Gloucefter* County for the non-appeareance of *Rob^t Collis* for what fhall be made Appeare Juftly Due the next Court, Vnlefs the fherr Caufe the Said *Collis* then to Appeare

Afternoone

[p^{re}sent]

SR W^m *BERKELEY* Kn^t Governo^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Nath Bacon*
Tho: Ballard Efqr Co^{ll} *Jas. Bridger*

Wright vs
Halley

It is Order'd that M^r *Jn^o Wright* Attorney of *Rich^d Ellis* Extor of M^r *Dan^{ll} fflowers* Dec^d Keepe the Said fflowers Eftate in his hands till this time twelve month where the Credito^{rs} is to make their Claimes and if within that time theire Appeare noe better Claime then is made by *Ja: Halley* Attorney of *Jn^o Tuckey* Ext^r of *Alexand^r Martin* Dec^d then the Said *Halley* as Attorney aforefaid is to be paid his Juft dues, as farr as the Eftate will Goe

Halley Thorpe

The Difference Betweene *James Halley* Attorney of *Jn^o Clarke* Efqr and M^r *Otho Thorpe* and M^r *Pendexter* is Referred till September Court next

Barnard vs
Horton

Whereas the Difference Betweene M^r *Rich^d Barnard* P^{te} and M^r *W^m Horton* Defd^t about Land, was the Laft September Court Referred to an Able Jury of the Adjacent Counties and Cap^t *W^m Mofely* Surveyo^r to Survey and Lay out the Said Lands According to M^r *Barnards* pattent and to begin at the beginning popular, *It is now Order'd* that the Said Order be Renewed, and the fherriffe of the Severall Adjacent Counties are hereby Strictly Comanded to Impannell an Able Jury in Each Countie of Juftices and others And that they Survey and make Report Accordingly to September Court next where Judgment is to paffe in the p^{re}mises The time of the Survey is to be Appointed by Cap^t *W^m Mofeley* as an Indifferrent p^{er}fon, due notice being given to M^r *W^m Horton* and the f^d *Barnard*

Marble

Marble
Marjorum

It Appeareing to this Hono^{ble} Court by oath that *Bennett Marjorum* Did Bequeath his Eftate vnto M^{rs} *Agnes Marble* wife of M^r *Geo: marble* It is therefore order'd by this Court that *James Alfapp* deliver vnto the Said M^r *Marble* in R^t of his wife the faid *marjorums* Eftate Vppon his Oath, and that the faid M^r *marble* Enjoy the fame he paying his Juft debts

Witt & Rawlins
vs Com^{rs}

The Difference Betweene Jn^o *Witt* and *Rich^d Rawlins* who married the Two orp^{ts} of *Walter Daux* Dec^d Pl^t and y^e Commis-
fio^{rs} of *Charles Citty* County defd^{ts} is Referred to y^e next Affembly.

Gofling vs
Tatem

Judgment is Granted Cap^t *Edw^d Gofling* Againft M^{rs} *Eliz Tatem* Executrix of M^r Jn^o *Tatem* Deced for payment of Sixteene pounds Eight Shilling & Six pence *Sterling* or the value of y^e money in Tobacco after the Rate of Tenn fhillings p hundred wth Cofts Sute *als ex* ———— Cap^t *Gofling* haveing made oath that it was for Goods Left in the Said M^r *Tatems* hands to be Difpofde of for the faid Cap^t *Goflings* vfe & that he Reced noe Satisfacon

The 4th March 1674/5

[p^{sent}]

GOVERNO^R *Edw^d Diggs* Efqr Co^{ll} *Bacon Tho: Ballard* Efqr Co^{ll} *Jos. Bridger*

Bufhrode vs
Loyd

M^r *Tho: Reade* by vertue of a Letter of Attorney from W^m *Loyd* Confeffeth Judgment to M^r *Thos: Bufhrode* for payment of One Hundred & nineteen pounds *Sterling* wth Cofts

Bryan fined

Charles Bryan fined Two Hundred pounds of Tobacco he being Sumoned on a Grand Jury & not Appeareing.

Co^{ll} Swann
Co^{ll} Bacon

Linney vs
Bradford

Judgment is Granted M^r *Rich^d Linney* Affigne of *Tho: Dolby* Againft M^r *Rich^d Bradford* for payment of One Thoufand pounds of Live porke with Cofts, and It is ordered that y^e Order of *Cha: Citty* County Court that paft Againft the Said *Bradford* concerning this debt be made void.

Linney vs Brent

M^r *Rich^d Linney* Appealeing from the Judgment of *Stafford* County Court in a difference depending Betweene him the faid *Linney* and M^r *Geo: Brent* Attorney of *James Clifton* and the Said M^r *Geo: Brent* not Appeareing to Anfwear the Appeale, It is therefore order'd that the order of *Stafford* Court be Reverfed and that the Said M^r *Geo: Brent* Attorney as aforefaid pay vnto the Said M^r *Rich^d Linney* five pounds Thirteene Shillings and Tenn pence *Sterling* Due vppon y^e p^{te}fted bills of Exchange wth damages for y^e p^{te}fts & all Cofts Sute

Mr Hen: Chichely
Kn^t

Momford vs
Co^{ll} Swann

Judgment is Granted M^r W^m *momford* Againft Co^{ll} *Thomas Swann* for payment of forty pounds *Sterling* by bills of Exchange wth Cofts

Councello^{rs}
worne

Co^{ll} *Phill Ludwell* and M^r *James Bray* Sworne Councello^{rs}.

[p^{sent}]

[present]

GOVERNO^r S^r *Hen Chicheley Kn^t Edw^d Diggs Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale*
Tho: Ballard Esq^r Co^{ll} Bridger Co^{ll} Ludwell Secr James Bray Esq^r

Diggs vs
Walker

Refference Betweene *Edw^d Diggs Esq^r* and Major *Tho: Walker* to Third of the next Gen^{ll} Cout by the Request of major *Walker* he being Sick

Gilbert
Acquitted

Robert Gilbert being Indited for murthering L^t Co^{ll} *W^m Alford* the Grand Jury brought in their Virdict *billa Vera* then a Jury of Life and death was Impannelled According to Law, who bringing their Virdict Homecide by misadventure the said *Rob^t Gilbert* was therefore Acquitted by p^rclamaçon.

Hansford vs
Hook

Refference Betweene M^r *Tho: Hansford & Jerm: Hooke* till the third Day of the next Gen^{ll} Court M^r *Sam^{ll} Austin* in Court Engages to bring the said *Hooke* (if alive) to next Court, or Else stand the Award of the next Court.

Potter vs
Newell

The Difference Betweene Co^{ll} *Cutbert Potter* and M^{rs} *Eliz Newell* is Referred to Cap^t *Rob^t Beverly* who is the first Day of y^e next Gen^{ll} Court to Audite the Accounts Betweene them & Report thereof to that Court.

Hansford ord^r
p^r Est

M^r *Tho: Hansford* petiçoning to this Court that his wives Brother *Rich^d Jones* is Lately deced before he Came to full Age and Leaving an Estate behind him (in the possession of M^r *Rob^t Hubert* who is Likewise Deced) that he may have the Estate in the Right of his wife, *This Court doth Order* that the said M^r *Tho: Hansford* forthwth take into his Custody y^e said Estate and that he Enjoy the Same

Ballard vs
Owners

Judgment is Granted *Tho: Ballard Esq^r* Against the Estate of the Owners the Owners of the Shipp *post horse* for payment of Eighteene pounds Tenn pence *Sterling* wth costs being due vpon p^rtested bills of Exchange for Impost money vpon y^e Said Shipp *post horse* and *It is orde^d* that Cap^t *moore* p^rduce what Estate he hath In his hands of the said Owners.

Revett vs Young

Vincent Young Appealeing from the Judgment of *Stafford* County Court in a Difference there Depending Betweene him the Said *Vincent Young & Jonah Revett* and the Said *Young* not Appeareing to p^rsecute, *It is therefore Orde^d* by the Court that the Order of *Stafford* Court be confirmed and that the Said *Young* pay Damages According to Act as in Cafe of Appeales wth Costs Sute *als* ex

Ord^r vs Seamen

Whereas it Appeares to this Court that *W^m Gilbert & Rob^t Gudiford* Seamen to Cap^t *Roger Newham* have Committed Severall misdemeano^{rs} by Very Abusive Language and by Resisting the Said Cap^t *Newham*. *It is Orde^d* that the Said Cap^t *Newham* Tye them to the Capstone and Give them Such Punishment as he shall thinke fitt and if the Said *Gilbert* and *Gudiford* shall Resist him, then a Magistrate is to p^rcure him Assistance from the Shore for the Execuçon of this Order but vpon their Submission and p^rmisses of their future Dilligence, then it is Left to the Discretion of the Said Cap^t *Newham*

The 5th Day of *March* 1674/5

[present]

GOVERNO^r *Edw^d Diggs Esq^r Co^{ll} Bacon Hen: Corbyn Esq^r Co^{ll} Bridger Co^{ll}*
Ludwell Deputy Secr Ja: Bray Esq^r

Refference

Refference Betweene *Thomas Hill* and *James Wallace* till the third Day of the next Gennⁿ Court

Sherwood vs
Pardoe Judgment is Granted M^r W^m *Sherwood* Against *Phill Pardoe* for payment of three Thousand pounds of tobacco and Caske wth Intrest According to his Obligaçon wth Cofts

In The Differrence Betweene M^r *Rich^d West* and *Rich^d Parker* is Difmift

The Differrence Betweene M^r *Rich^d West* and M^r *Nich: Wyatt* is Difmift

Wilkins vs
Claibornes In the Differrence Betweene *James Wilkins* P^t and Co^{ll} W^m *Claiborne* and Cap^t *Tho: Claiborne* Defd^{ts} about the said *Wilkins* his wages. *It is Order'd by this Court* that the Said *Wilkins* be paid his wages According to Agreement, And that *James Wilkins* Give Security to the Said Co^{ll} *Claiborne* and Cap^t *Claiborne* to Save them harmelefs for his bringing off a man from *Jemaca* and that the Said *Wilkins* Exhibite an Account vpon his Oath of the p^{ro}duce of the Tobaccos and Good Sould at *Jamaca* by him for the said Co^{ll} *Claiborne* and Cap^t *Claiborne* before Co^{ll} *Bacon* who is by consent of the p^{ar}ties to Examine and State the whole Cause and his Result therein to be a finall Determinaçon, and that they pay Cofts

Winslow vs
Wilkins The Differrence Betweene Jn^o *Winslow* P^t and Ja: *Wilkins* Defd^t about Twenty hoggfheads of Tobacco Shipped Aboard of the *Claibornes Adventure*, is by the Consent of both p^{ar}ties Referred to the finall Determinaçon of Co^{ll} *Bacon*

Trammell vs
Wyth Vpon the Oath of Cap^t *Moore* that *Tho: Trammell* Came into this Country but for four yeares *It is order'd* that he be Acquitted from his Service, and that M^r *ffra: Wyth* his master pay him Corne and Clothes According to Custome wth Cofts

Halley vs
Collier M^r W^m *Collier* by his Attorney Confesseth Judgment to *James Halley* Attorney of Jn^o *Tuckey* for payment of Sixty Six pounds sterl wth Cofts, but noe Execuçon to Issue in Six months time in which time he hath Liberty to make Appeare his Just Discompts

Rodeham vs
Custis Whereas in September Court Last M^r *Math: Rodeham* Obtained Judgment Against M^r W^m *Custis* Security for the Appeareance of Cap^t *Danⁿ Jenifer* and the Said *Jenifer* not Appeareing. *It is Order'd* that the former Order be Confirmed, and that the Said M^r W^m *Custis* Security as abovesaid pay Vnto the Said *Math: Rodeham* Eight Thousand Six hundred pounds of tobo and Caske According to Cap^t *Jenifers* Obligaçon wth Cofts

Varney ord^r *It is Order'd* that *Peter Varney* who Married the Daughter of Jn^o *Delony* be forthwith paid all Such Estate as is to him in the Right of his wife from the Estate of the Said Jn^o *Delony*

Afternoone

[p^{re}sent]

GOVERNO^r *Edw^d Diggs* Esq^r Co^{ll} *Swann* Co^{ll} *Bacon* Hen: *Corbyn* Esq^r Co^{ll} *Beale* Co^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Sec^r *James Bray* Esq^r

Swann vs
Momford *It is Order'd* that Seventeene pearles that are Wanting of the Necklace by Receipt vnder the hand of M^r *Momford* be Discompted out of the Judgment and Charges which the Said M^r *Momford* Obtained Against Co^{ll} *Swann* According to the first Value

Welbeck

Welbeck vs
Co^{ll} Swann

In the Difference Betweene *Rich^d Welbeck P^l* and *Co^{ll} Tho: Swann* Defd^t vpon an Appeale from *Surrey* County about Eleaven hundred Ninety five pounds tobacco and Caske for the Said *Co^{ll} Swanns* Quitt Rents being fully heard, And the Said *Welbeck* makeing Oath that he paid the Said Tobacco to *Co^{ll} Stegg*, *It is therefore Order'd* that the Order of *Surrey* Court be made Void and that the Said *Co^{ll} Swann* pay the said Some of Eleven hundred Ninety five pounds of Tobacco and Caske wth Cofts

S^r Hen:
Chicheley Kn^t
And^rson vs
Heybeard

The Order that past Betweene *David Anderfons* and Major *Richard Heybeard* the Laft *Septembers* Court about Land is now Renewed And *It is Order'd* that the Jury and Surveyor Lay out the said Lands (at such time as they shall Appt) According to *M^r Anderfons* pattent, and to Examine Such Evidences as shall be p^rduced to them, and the sherriffe is hereby Strictly Comanded to Empannell the Jury, and that Report be made thereof to the next Gen^{ll} Court, And that the sherriffe now in being Appeare at the next Genn^{ll} Court, there to Answer for his Contempt for not Obeying this Courts former Order

Wyatt vs Duke

M^r Antho Wyatt is *Order'd* to be paid by *W^m Duke* who married the Adm^{trix} of *W^m Bird* Deçed According to Act for Settling the Eftate of the Said *Bird* wth Cofts

Adm^{con} Culpp

Adminiftraçon is Granted *M^{rs} Mary Culpeper* Widdow and Reliçt of *M^r Jn^o Culpeper* late of *Accomack* Deçed Vpon all and Singular the Said Deçed^{ts} eftate, she Giveing Good Security to p^rforme the Said Adm^{con}, And that a true and Juft Account of the Said Eftate may be truly Knowne, *It is Order'd* that *Cap^t W^m Cuftis* *M^r Jn^o Sheppard* *M^r Obedience Robinson* and *M^r Alexand^r Adifon* or any three of them at Some Convenient time before next Genn^{ll} Court Inventory and Appraize all and Singular the Said Deçd^{ts} Eftate, And that the Said Adm^{trix} at the Said next Gen^{ll} Court p^rsent the Said Inventory Vpon her Oath to be Recorded According to Law And *It is further Order'd* that the Said Adm^{trix} have twelve months time from the Date hereof to Satisfie Debts due from the Said Eftate. The Appraizers to be Sworne before Some Magiftrate of that County

Culpp p^r
parapha

Co^{ll} Jn^o Cuftis has Entred himfelfe & Given bond as Security for the Said *Mary* to p^rforme Due Admin^{con}

M^{rs} Mary Culpeper Widdow and Reliçt of *M^r Jn^o Culpeper* Deçed is *Order'd* to be paid out of her Hufbands Eftate fifty pounds *Sterling* in the name of her p^raphanalia, It Appeareing that his Eftate Came by Marryage with her

Bryans Ord^r

The County Court of *New Kent* is *Order'd by this Court* to Examine the Complaint of *Cha: Bryan* and what he hath paid Towards the Efcheateing of Eight hundred Acres of Land and Report to next Noe Execuçon to Iffue vpon y^e order of that Court concerning y^e Matter till further heareing of the Cause

The 6th of *March* 1674/5

[p^rsent]

GOVERNO^r *Edw^d Diggs* Esq^r *Co^{ll} Bacon* *Hen: Corbyn* Esq^r *Tho: Ballard* Esq^r
Co^{ll} Bridger *Co^{ll} Ludwell* Dep^{ty} Seçr

Rawlins

*Rawlins vs
Caffinett
& Corp*

Whereas *Edw^d Rawlins* Did bind himselfe an Apprentice to a Shipp Carpenter and the Carpenter Affigneing him to *Mr Laurence* who Assigned the Said *Rawlins* to *Arnold Caffinett*, and It Appearing that the Said *Rawlins* hath beene Employed as a Comon Servant *It is therefore Orderd* he be free and that the Said *Caffinett* pay him Corne and Clothes According to Act wth Cofts

*Ord^r vs
Procter*

It is Orderd that the Sherriffe of *James Citty* forthwith Goe and Secure *Geo: Procter*, and him in his Custody to Detaine without baile, and that the Sherriffe bring him to this Court on Monday morning, then & there to Answer what shall be Objected Against him & that the Sherriffe Sumon *Tho: Hye & Jⁿ Pittman* to Appeare at this Court on Munday next

*James Bray
Esq^r
Meade vs Diggs*

The Difference Betweene *Jⁿ Meade* and the Hon^{ble} *Edw^d Diggs Esq^r* about worke Done by the Said *Meade*, *Tho: Ballard Esq^r Co^{ll} Ludwell & James Bray Esq^r* are Desired by this Court to meet at *Edw^d Diggs Esq^r* his house on the 12th of Ap^l next there to Informe themselves by Able workemen who are to Veiw the house of y^e Worke Done both by Condiçon and otherwise, and Examine what is paid and what Remaines, and Report to the next Genn^l Court

Vernon ord^r

It is Orderd by this Court that the *¶ishes of Hampton and Martins Hundred* forthwth take Care that *Dan^l Vernon* be Transported for *England* and that they bare an Equall Share of the Charge of his Transportaçon

*Co^{ll} Swann
Co^{ll} Beale
Smith vs
Sheefman*

L^t Co^{ll} Jⁿ Smith Attorney of *Rich^d Tyler* hath Order Granted him Against *Edm^d Chefeman* for payment of the *¶itts* of the Land Since he first Demanded & that *Chefeman* pay all Cofts According to former Order *als ex*

*& Corp
Jones vs Weire*

The Difference Betweene *Mr Geo: Jones* and *Walter Weir* Vpon an Appeale from *Rappahannock County Court*, *It is Orderd* that the Ord^r of *Rappaha Court* be Confirmed and that the Said *Jones* pay Damages According to Act wth Cofts Sute, an Injunction in Equity is Granted till Next *Sept^{br}* Genn^l Court till w^{ch} time noe Execuçon to Issue Vppon this Order

*Anderson vs
Holder*

David Anderson Appealeing from the Judgment of *Stafford Court* in a Difference Betweene him & *Edm^d Holder*, *It is orderd* that the Said *David Anderson* pay Only the Order and the Cofts of that Court when the Order was Obtained

*Ballard vs
ffrodesham*

The Ord^r that *Tho: Ballard Esq^r* Obtained Against *Mr Jⁿ ffrodesham* for the non appeareance of *Mr Jⁿ ffoxall* is Now Confirmed, *Judgment is therefore Granted* the Said *Tho: Ballard Esq^r* Against the Said *Mr Jⁿ ffrodesham* as Security aforelaid for payment of Two Thoufand Five hundred pounds of tobo and Caske And five pounds *Sterl* According to his Specialty wth Cofts

Refference Betweene *Jⁿ White* and *Cap^t W^m Corker* till the 3^d Day of the next Gen^l Court

Refference Betweene *Cap^t Rob^t Spencer* and *Cap^t W^m Corker* till the 3^d Day of the next Genn^l Court

*Peale vs
Manering*

Whereas there was a Difference Betweene *Mr Mala Peale P^l* and *Mr Stephen Manering* Defd^t in *Westmerland County Court* wherein Judgment passd Against the Said *Mannering* for payment of Two Thoufand Two hundred and Twenty pounds tobo and Caske,

Caske, and the said *Manering* Appeaeling to the fourth Day of this Court where he not Appeareing to p̄secute, *It is therefore Orderd* that the Order of that Court be Confirmed, and that the Said *Manering* pay Damages According to Act wth Cofts Sute als ex

Jones vs Tomlyn

The Differrence Betweene Mr *Geo: Jones* and Mr *Rob^t Tomlyn* about a Deed made by *Tho: Rafon*, is by the Consent of L^t Co^{ll} W^m *Cole* the Attorney of *Geo: Jones* & Cap^t *Robert Beverley* the Attorney of Mr *Tomlyn*, Referred to the next Court held for *Rappa* County for a finall Determinaçon

L^t Co^{ll} W^m *Cole* Sworne Councello^r

Afternoone

[p̄sent]

GOVERNO^r *Edw^d Diggs* Esq^r Co^{ll} *Swann* Co^{ll} *Bacon* *Hen: Corbyn* Esq^r Co^{ll} *Beale* *Tho: Ballard* Esq^r Co^{ll} *Bridger* *Nath Bacon* Esq^r Co^{ll} *Ludwell* Dep^{ty} Sec^r *James Bray* Esq^r L^t Co^{ll} W^m *Cole*

Senio^r for L^d

Vppon the Reasonable petiçon of *Tho: Senior* It is Ordered that Mr *Rich^d Lawrence* have Liberty to Survey his Land in *Rappahannock* County According to the Ancient bounds of his Pattent

S^r *Hen:*

Chicheley Kn^t

Eyre vs Bird

Et als

The Differrence Betweene *Joseph Eyre* & *Margarett* his wife Pl^{ts} and Cap^t W^m *Bird* Mr *Ja: Crewes* Cap^t *Hubert ffarrell* and Mr *Tho: Grindon* Defd^{ts} is Referred till the third Day of the next *June* Genn^{ll} Court

Bland vs Bland

Refference Betweene Mr *Gyles Bland* and M^{rs} *Anna Bland* till the Third Day of the next Genn^{ll} Court where she is to putt in her Anfwer to Mr *Blands* Declaraçon

Curle vs Newton

Tho: Curle hath ord^r Granted Against the Security or the sheriffe for the non appeareance of *Geo: Newton*

The Court Adjourned to the 15th Day of *June* next, Where all Caufes Vndetermined this Court is to be Tried

Test

Hen: Hartwell

Cl Con

At a Gen^l Court held at *James Citty* the 15th Day of *June*
1675

present

SR W^m BERKELEY Kn^t Governo^r &c S^r Hen: Chicheley Kn^t Co^{ll} Nath Bacon Tho:
Ballard Esq^r Co^{ll} Jo: Bridger Co^{ll} Phill Ludwell Dep^{ty} se^cr Ja: Bray Esq^r L^t Co^{ll}
W^m Cole

The Court Entred

16th *June*

[present]

GOVERNO^r S^r Hen: Chicheley Kn^t Co^{ll} Bacon Tho: Ballard Esq^r Co^{ll} Bridger
Co^{ll} Ludwell dep^{ty} Secr Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Co^{ll} Bacon vs
ffarthing

Co^{ll} Nath Bacon hath order Against M^r Rich^d *ffarthing* he being
Returned Security for the Appeareance of M^r Rich^d Taylor, for
what Appeares Justly Due next Court, vnless the 1^d *ffarthing*
cause the Said Taylor then to Appeare

Co^{ll} Swann
Co^{ll} Beale
ffarrell fined

The fine of Tenn Thoufand pounds of tobacco & Caske that was
Layd vppon M^r Hubert *ffarrell* is Renewed vnlesse he or his Attorney
shew Good Cause the next Genn^l Court

M^r Reade
fined

M^r Hubert *ffarrell* Goeing out of the Country without a passe,
It is Order'd that the Master of the shipp M^r W^m Reade for his
Contempt be fined One Thoufand pounds of tobacco According to
Act

Bland vs
Browne
Jenig vs
Wathen
Wilkins vs
Claiborne

The Sute Betweene M^{rs} Anna Bland as Adm^r of Theo: Bland
Esq^r as Adm^r of Jn^o Holmwood and W^m Browne is Dismiss

Cap^t Jn^o Jennings hath Order Against Rich^d Wathen for one
Dayes Attendance being Summond by the Said Wathen as a Witness

Nonfute is Granted Ja: Wilkins Against Co^{ll} Tho: Claiborne
noe Declaracon being Entred & he not Appeareing, *It is therefore*
Order'd he pay Damages to the Said Wilkins According to Act wth
Cofts

Watson vs
Browne

M^r Isaac Watson hath Order Against W^m Browne for one dayes
Attendance being Summond as a Witnesse, to be paid According
to Act wth Cofts

Winflow vs
Hansford

M^r Jn^o Winflow hath Order Against M^r Tho: Hansford being
Returned Security for the Appeareance of Ja: Wilkins for what
Appeares Justly due next Court, vnlesse the Said Hansford Cause
the said Wilkins then to Appeare

Hansford
Wilkins

M^r Tho: Hansford hath Attachm^t Against the Estate of James
Wilkins for w^t Damages shall Arise for being Security for his
Appeareance at this Court to Answer the Sute of M^r Jn^o Winflow

Bowler p
Land
Hill p L^d

The Order that M^r Tho: Bowler had in October Court Laft for
the Surveying his Land is now Renewed

Gabriell Hill hath Order for Three hundred & ffifty Acres of
Land, Joyneing vppon the said Hills Land formerly Granted to
Rich^d Harrison & by him Deferted, Ent Rights According to
Custome

Page

Page vs
Warckman

The Whole Difference Betweene Mr *John Page* & Mr *Marke Warckman* is by y^e Desire of the said *Warckmans* Attorney Referred to the third Day of the next Gennⁿ Court, *Butt it is Order'd* that Mr *Rich^d Littlepage* and Mr *Gent View Tenn* hoggfheads of Tobacco now in dispute and make Report to the next Gennⁿ Court in what Condiçon the Said Tobacco is Now in.

Butt þ Land

It is Order'd that *Henry Butt* have Liberty to Pattent about Two hund^r and Eighty Acres of Land lying in *Lower Norfolk* County formerly Granted to *Antho Benford* and for want of Seateing by him Deferted Rights Entred in y^e Office

Afternoone

[þfent]

GOVERNO^R S^r *Hen: Chicheley* Kn^t Co^{ll} *Bacon Tho: Ballard* Esq^r Co^{ll} *Ja: Bridger* Co^{ll} *Phill Ludwell* dep^{ty} Seçr *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole*

Esq^r *Diggs* will
þved

A þbate of the Laft will and Testament of *Edw^d Diggs* Esq^r Deçed is Granted M^{rs} *Eliz: Diggs* the Reliçt & Executrix for that the Court are of Opinion that the Will was all of *Edw^d Diggs* Esq^r his owne writeing and being þved by the Oath of Cap^t *W^m Diggs*, one of the Witneffes to the Said Will

ord^r vs *Narne*

It is Order'd that *W^m Narne* minifter be Suspended from Executing any thing that doth belong to his function, vntill he answer to A paper Exhibited to this Court

Harper vs
She^{rr}

Mr *Gabriell Harper* hath ord^r Against the sherriffe of *New Kent* County for the non-appeareance of *Charles Clarke* he being Returned Arrested and noe Security taken, for w^t he fhall make Appeare Juftly Due next Court vnleffe the Sherriffe cause the Said *Clarke* then to Appeare

Hills vs
Sherwood

The difference Betweene Mr *Rich^d Hill* Pl^t & Mr *W^m Sherwood* Defd^t is Referred to Mr *Arthur Allen* and Mr *ffrancis Mafon* to Examine and Audite the Accounts betweene them & Report to this Court in the morning

Ord^r vs *Quakers*

The Hono^{ble} Governo^r being Informed that their are Severall Conventicles in *Nanzemond* County. *It is ordered by this Court* that if their be any meeting in this Country that they be þceeded Against According to the Laws *England* and this Country, Co^{ll} *Bridger* is desired ftrictly to Comd the Juftices of *nanzemond*, *Lower norfolk* & the *Isle of Wight* Counties to make Striçt Enquiry of the Same, and if any þfons fhall be found to meete as aforefaid that then they be þfected Against as aforefaid.

Edwards vs
Bigg

John Edwards Informing Against *Jn^o Bigg* Vppon the Açt for not Baptizeing of his Children which Appeareing to this Court *It is order'd* that y^e Said *Bigg* pay One Thousand pound tobacco and Caske to y^e þifh According to Açt & pay Twelve Hundred Twenty five pound of tobacco & Caske in full of his Cofts.

Bland vs *Allen*

Mr *Gyles Bland* Attorney of Mr *Jn^o Bland* Sueing Mr *Archer Allen* to this Court about y^e Rent of one hundred & ffifty Acres of Land. *It is order'd* by y^e Court that y^e Said Mr *Allen* pay vnto y^e Said Mr *Bland* what monies is Due for Rent for the Said Land by his Leafe fince the yeare 1663 & that he henceforward pay y^e Rent According to y^e Leafe

ord^r

ord^r *p Allen*

Judgm^t being paft Against Mr *Allen* for the whole Rent of his Leafe, and one *Burt* holding *¶*t of y^e Said Land. *It is ordered* that the Said *Burt* pay his *p*porcion to y^e faid Mr *Allen*.

Gallis vs Jones
Ex Corp

Judgment is Granted *Jn^o Gallis* Against *Rich Jones* for payment of Two Thoufand four Hundred forty one pound of tobacco & Caske wth Cofts and y^e Court is of opinion that y^e Oath y^e Said *Gallis Tooke* in his minority is Invallid & therefore Declared Void

Gowen vs
Lucas

Phillip Gowen negro Suing Mr *Jn^o Lucas* to this Court for his freedome *It is Order'd* that the Said *Phi^{ll} Gowen* be free from y^e Said Mr *Lucas* his Service and that the Indenture Acknowledg'd in *Warwick County* be Invallid and that y^e Said Mr *Lucas* pay vnto y^e *Gowen* three Barrels of Corne att the Cropp According to y^e Will of M^{rs} *Amye Boazlye* dec'd wth Cofts

Hill vs
Chamberlaine

It is ordered that Mr *Tho: Chamberlaine* forthwith Send for out of *England* Such Goods as Mr *Rich^d Hill* Shall direct him, to the Value of Eleven pounds tenn Shillings, & y^e difference of Accounts betweene them is Referred to the next County Court of *Charles Citty* there to be Ended.

The 17th Day of *June* 1675[p^{re}sent]

SR W^m *BERKELEY* Kn^t Governo^r &c Co^{ll} *Swann* Co^{ll} *Bacon* Co^{ll} *Beale* *Tho: Ballard* Esq^r *Ja: Bray* Esq^r L^t Co^{ll} W^m *Cole*

Light vs Mott

In the Difference betweene *Geo Light* and W^m *Mott* about Land is Referred to Cap^t *Robert Beverley* & Major *John Lewis* Surveyo^{rs} who are in Company of an Able Jury of the neighbourhood (to be appointed by the County Court of *New Kent*) to Survey & Lay out the Said Mr *Lights* Land According to his p^{at}tents & to Such Evidences as fhall be p^{ro}duced to them, at Some Convenient time before the next Gen^{ll} Court (all *¶*sons haveing Lawfull notice) and that Report be made to y^e next Gen^{ll} Court.

Co^{ll} *Swann* vs
Sherriffe

Co^{ll} *Tho: Swann* hath ord^r Against the Sheriffe of *Henrico* County for y^e nonappeareance of Cap^t *Jn^o Knowles* he being Returned Arrested (to y^e Laft Genn^{ll} Court) & noe Security taken for what fhall be made Appeare Justly due the next Gen^{ll} Court, Vnleffe the She^r Cause y^e faid *Knowles* than to Appeare.

Co^{ll} *Ludwell*
dep^{ty} Secr*Young vs*
Renett

There being a defference betweene *Vincent Young* and *Jonas Renett* about Land in y^e County Court of *Stafford* and that Said *Young* Arresting ye faid *Renett* to this Court where he not Appeareing *It is orde'd* that the order of that Court & all other p^{ro}ceedings therein be Suspended till a further heareing of the Said Cause the third Day of y^e next Genn^{ll} Court.

ord^r *Culpeper*

It is Order'd that noe private Orders passe Against the Eftate of Mr *Jn^o Culpeper* dec'd Vntill the R^t Hono^{ble} the Governo^r & the Hono^{ble} Secretarie are paid their Just dues

Esq^r *Diggs*
Meade

Cap^t *Rob^t Beverley* Attorney of M^{rs} *Eliz: Diggs* Executrix of *Edw^d Diggs* Esq^r Dec'd & Cap^t *Jn^o Diggs* doth in Court Consent to come to a tryall wth *Jn^o Meade*

Rably

*Rably vs
Laffells*

In the Difference Betweene *Tho: Rably & Edw^d Laffells* about a Sloope, *It is Order'd* that the Said *Rably* have the floope he paying the Said *Laffells* five Thoufand pounds of tobacco and Caske or Give him Security to pay him at the Cropp According to the Agreement & that *Laffells* pay Cofts

*M^{rs} Culpeper
p Baphā*

Whereas M^{rs} *Mary Culpeper* Widdow & Relict of M^r *Jn^o Culpeper* Dece'd the Laft Genn^l Court had allowed her fifty pounds *sterling* for her *Baphanalia* and She petiçoning to this Court to have the Same Acertained in tobacco. *It is Order'd* that she be Allowed her Tenn Thoufand pounds of tobacco and Caske which is to be in Leiu of the Said fifty pound *Sterling*

*Co^{ll} Bacon vs
Cap^t Newfam*

Cap^t *Rich^d Newsum* Confesseth Judgment to Co^{ll} *Nath Bacon* and to the rest of the Owners of the Shipp *Lady francis* for payment of Twenty Seven pound *Sterling* wth Cofts Sute, Execucon Sufpended till next Court

*Cap^t Newfam
vs Sherriffe*

Cap^t *Richard Newsum* Makeing Oath in Court that he Delivered a Writt to y^e Sherriffe of *Rappahannock* for the Arresting of L^t Co^{ll} *Jn^o Hull* and that he did Give him a P^ticular Charge therein, and the Said Sherriffe makeing noe Returne thereof, *It is Therefore Order'd* that the Sherriffe be fined One Thoufand pound of Tobacco & Caske According to A^{ct} of Assembly

*Webb p
Land*

M^r *Ja: Webb* hath order Granted to pattent Sixty Seven Acres of Land Lying in *Nanzemond* County formerly Granted to *Jn^o Summers* & by him Deferted, Rights Entred for the Land

*Hoskins vs
Spratt*

Jn^o Hoskins Sueing *Henry Spratt* to the County Court of *Lower Norfolk* for his Corne & Clothes w^{ch} was Accordingly Order'd him, and the Said *Spratt* App'eing to y^e Laft Genn^l Court where he not Appeareing, nor now, and the Said *Hoskins* Attending both Courts as alfoe two courts below, *It is Order'd* that the Order of *Lower Norfolk* County Court be Confirmed and that the Said *Spratt* pay him five hundred pounds of tobacco & caske for his Damages & all Cofts Sute *als ex*

Order'd that M^r *Barnaby Kerney* and M^r *Rob^t Collis* Audite the Accounts Betweene *Tho: Rably* and *Edw^d Laffells* & Report to y^e Afternoone

Afternoone

[p^{re}sent]

GOVERNO^r S^t *Hen: Chicheley* Kn^t Co^{ll} *Bacon* Ja: *Bray* Esq^r L^t Co^{ll} *W^m Cole*

*Johnfon
Exempt^d Lev*

Peter Johnfon of *Surrey* County being a very poore Lame man and Petiçoning to this Court to be Cleared from paying Leavies. *It is Order'd* that he be for the future Exempted from paying of Leavies

*Chilcott & Hay
p L^d*

John Chilcott & Ja: Hay Churchwardens of the Lower P^{ar}ish of *Nanzemond* petiçoning to this Court on Behalfe of y^e Said P^{ar}ish to have their Gleebe Layd out which is Two hundred Acres *It is Order'd* that the Said Land be layd out According to the Ancient bounds

*Co^{ll} Beale
Tho: Ballard
Esq^r Co^{ll}
Ludwell &c*

Anderfon

*Anderfon vs
Haybeard*

Whereas the Difference betweene *David Anderfon P^t* and *Maj^r Rich^d Haybeard Defd^t* about Land was Referred to A Jury and a Surveyor to Survey & Lay out the Said Land in Difference Betweene them, who hath Returned their Virdict to this Court. *It is Thereupon Order'd* that the Said *David Anderfon* Enjoy his Land According to his Ancient Knowne bounds and that the Juries Virdict be Confirmed, & that *Maj^r Haybeard* pay Cofts

*Rably vs
Laffells*

The Difference of Accounts betweene *Tho: Rably & Edw^d Laffells* being Referred to Auditor^s to Examⁿ the Acco^{ts} betweene them who Returne *Tho: Rably D^r* vpon the Acco^{ts} of the Sloope Seventeene hundred forty five pounds of Tobacco & Caske, Judgm^t is therefore Granted the Said *Edw^d Laffells* Against the Said *Tho: Rably* for payment of the abovesaid Some

*Hill vs
Sherwood*

Judgment is Confessed by *M^r W^m Sherwood* vnto *M^r Rich^d Hill* for payment of Eight pound fourteene Shillings & Six pence *Sterling* wth Cofts Sute being the ballance of Accounts betweene them

*Hansford vs
Hooke*

The Difference Betweene *M^r Tho: Hansford P^t & Jerm: Hooke* defd^t is Referred to A Jury

*Browne vs
Goodrich*

The Sute betweene *M^{rs} Tabitha Browne* is Difmift wth Cofts, Co^{ll} *Goodrich* to bring his bill of Cofts to morrow Morning

*Spencer vs
Corcker*

The Sute Betweene *Cap^t Rob^t Spencer* as marrying the daughter of *Cap^t Jn^o White & Cap^t W^m Corcker* is Difmift

*White vs
Corcker*

It is Order'd that *W^m Corcker* forthwith Deliver to *Jn^o White* a feather bedd & firniture According to the Will of *Cap^t White* Dec^d

The 18th June 1675

psent

C^{OLL} SWANN Co^{ll} Bacon Co^{ll} Beale *Tho: Ballard Esq^r* Co^{ll} *Jo Bridger Hen: Corbyn* Co^{ll} *Ludwell Dep^{ty} Secr Ja: Bray Esq^r* L^t Co^{ll} *W^m Cole*

M^{rs} Kirke

M^r Math Page Giveing to *M^{rs} Eliz: Kirke* by Deed of Guift a Certaine pcell of Land *It is Order'd by this Court* that shee Enjoy the Same According to the Priviledges menconed in the former Deed.

*Emry vs
Thurfton*

Refference Betweene *Charles Emry & M^r Mala Thurfton* vpon Request of *M^r Thurftons* Attorney to y^e 4th day of y^e next Genn^{ll} Court.

Maj^r Lewis

Maj^r Jn^o Lewis Peticoning to this Court Shewing that he had Severall Goods Stole out of his Store by two Runawayes who were apprehended & putt into *Gloster* prifon & the Goods putt into the hands of L^t Co^{ll} *Augustine Warner* and the Said *Maj^r Lewis* being bound to psecute them and they haveing made their Escape *It is ordered* that y^e Goods be Retorned to y^e Said *maj^r Lewis* and that y^e bonds be Cancelled Co^{ll} *Warner* to take an Account of y^e Goods.

Senio^r p Land

Cap^t Rob^t Beverly is Appointed to Survey *Thomas Senio^rs* Land in *Rappahannock* County.

*Mathews
negroe*

Angell a negro Servant to *Cap^t Mathews* deced Peticoning to this Court that her Said master p^mised that when he died shee should be free which being Examined, *It is order'd* that she Returne to her Service

Sanford

*Sandford
Thorogood*

Refference Betweene Mr *Sam^{ll} Sandford* & L^t Co^{ll} *Adam Thorogood* vpon Request of y^e said *Thorogoods* Attorney to y^e 3^d Day of the next Genn^{ll} Court

*Goodrich vs
Browne*

Whereas the Difference Betweene M^{rs} *Tabitha Browne* Pl^t and Co^{ll} *Tho: Goodrich* defd^t was yesterday difmist & M^{rs} *Browne* then Orde^d to pay Cofts & the Said Co^{ll} *Goodrich* now Exhibiting a bill of Cofts Amounting to Two Thoufand and Eight Hundred & Eighty pounds of tobacco and Caske which is Allowed of by this Court, and Orde^d that y^e Said M^{rs} *Browne* pay y^e Said Some als ex.

*Elliott vs
Todd*

The Difference Betweene Mr *W^m Elliott* and Cap^t *Tho: Todd* is Referred till the 3^d Day of the next Genn^{ll} Court y^e Said *Todd* vndertakeing to p^{ro}ve that the Land was p^{ro}ffered to Sale to y^e said *Elliott*.

*Roane vs
Thruston*

Whereas Cap^t *Humphry While* the 18th of *Aprill* 1670 obtained order Against Mr *Edw^d Thruston* as marrying the Extrix of Mr *Tho: Loueing* for payment of Tenn Thoufand and one hundred pounds of tobacco & Caske as alfoe y^e 26th of *October* 1670 An Extent was Granted the Said *While* Against the Land of the f^d Mr *Edw^d Thruston* in *Martins Hundred* and Mr *Cha: Roane* the Attorney of y^e Said *While* Summoning (by a *Scire facias*) to this Court, Mr *Mala Thruston* the Attorney of the Said *Edw^d Thruston* where he not Appeareing, It is therefore orde^d that the aforefaid Orders be Renewed, and that the Said Mr *Thurston* pay Cofts.

Afternoone

plent

GOVERNO^r S^r *Hen Chicheley* Kn^t Co^{ll} *Bacon Hen: Corbyn* Esq^r *Tho: Ballard* Esq^r Co^{ll} *Bridges* Co^{ll} *Ludwell* Dep^{ty} Secr *Ja: Bray* Esq^r L^t Co^{ll} *Cole*

Sentance Death
vpon *Burgis*

W^m Burgis Indited for murthering *W^m Horton* was by y^e Grand Jury found *billa vera*, & vpon his Examina^{con} Did Confesse Guilty, Sentance of death therefore past vpon him to be hanged by y^e neck vntill he was Dead.

*Hansford vs
Hooke*

Whereas the Difference betweene Mr *Tho: Handsford* pl^t and *Jerm: Hooke* Defd^t was Referred to A Jury who bring in their virdict that they find for the Def^t non-suite is therefore Granted the Defd^t Against the Pl^t with Court Charges.

*Butt vs
Porter*

In ye Difference Betweene *Hen: Butt* And Mr *John porter* vpon an Appeale from *Lower Norfolk* County Court, It is orde^d that the Order of *Lower Norfolk* Court be made void for that the Court Denied a Jury to the Said *Butt* for the tryall of y^e difference.

Mr *Minge*
Guardian to
Edloe orpt

Jn^o Edloe Orphan to Mr *math: Edloe* De^{cd} being about fourteen years of Age, and makeing Choice of Mr *Ja: Minge* for his Guardian and y^e said Mr *Minge* Averting in Court that Co^{ll} *Winn* his Late Guardian Sent the orphane to him to make Choice of him for his Guardian the Said Mr *Minge* is therefore Confirmed Guardian to the said orphane.

*Harrison vs
Celey*

The Difference betweene M^{rs} *Abigall Harrion* Extrix of *Jn^o Harrison* Decd & Mr *Tho: Cely* is Referred to the County Court of *nanzemond* who are to Examine the Accounts & differences betweene them & report to the next Genn^{ll} Court, and Orde^d that if the said *Cely* doe not Appeare at the County Court (haveing due

due notice) that the order obteyned the laſt Genn^l Court Againſt the Said *Celeys* Security be Confirmed the next Genn^l Court.

West vs Barker Refference by Conſent betweene *Rich^d West & Barker* till y^e 3^d day of the next Genn^l Court.

Moffe vs Abrahall Order'd that Co^l *Robert Abrahall* pay Vnto *W^m Moffe* for one dayes Attendance and Two dayes for Comeing & Goeing According to A^ct wth Coſts

Greene vs Anderſon It is order'd that *David Anderſon* pay vnto *Mr W^m Greene* five Hundred pounds of tobacco & Caſke for his vnjuſt bringing y^e ſaid *Greene* to this Court.

Williams vs Hansford W^m *Williams* hath order for one days attendance at Court and one Day for Goeing and one Daye for Comeing to be paid by *Mr Tho: Hansford vs Jerm: Hooke*

Whitby free W^m *Whitby* Serv^t to Cap^t *Rob^t Beverly* Peti^coning to this Court for his freedome and the Said Cap^t *Beverley* freely Conſenting, therefore he order'd to free.

The 19th June 1675

[p^{re}ſent]

GOVERNO^r *Hen: Corbyn* Eſq^r *Tho: Ballard* Eſq^r Co^l *Bridger* Co^l *Ludwell*
Dep^{ty} Secr. *Ja: Bray* Eſq^r L^t Co^l *W^m Cole*

Rich^d Linney being vnder Execu^con & haveing a Cauſe Depending in Court. It is ord^d that the Sherriffe bring him to the barr to defend his Cauſe

Harper Dromond Refference Betweene *Mr Gabriell Harper & Mr W^m Dromond* till the firſt day of the next Genn^l Court.

Co^l *Swann*
Co^l *Beale*
Beverly vs Jones

Mr Robert Jones by his Attorney *Mr W^m Sherwood* to Cap^t *Rob^t Beverly* Attorney of *M^{rs} Ann Day* for payment of Two Thouſand five hundred pounds of tobacco & Caſke According to Specialty wth damages According to A^ct wth Coſts Sute *als ex.*

Rookes vs Co^l Swann In the difference betweene *Rookeing & Co^l Tho: Swann* vppon an Appeale from *Surrey County Court* about Certaine negroes being fully heard It is order'd that the order of *Surrey County Court* be made voyd and that the Said *Rookeing* Enjoy the negroes and that Co^l *Swann* pay Coſts and Damages According to A^ct wth Coſts Sute

There being a p^{re}clama^con Read in Court about negroes & the Gunney trade It is Order'd that the Severall Collecto^{rs} take Care that the Said p^{re}clama^con be p^{re}claimed in their Severall p^{re}cin^cts.

Meade vs Eſq^r Diggs The Difference of Accounts betweene *Mr Jn^o Meade* and *M^{rs} Eliz: Diggs* Extrix of *Edw^d Digs* dec^d being Audited and their Appeareing due vppon ballance four pounds thirteene ſhillings & three pence *Sterling* w^{ch} ballance Cap^t *Diggs* on y^e behalfe of *M^{rs} Diggs* doth freely Give to the Said *Meade* and they doe both in Court freely Acquitt and diſcharge Each other from all Dues & demands whatſoever to this day.

Eſq^r Bray vs Co^l Beale *Tho: Ballard* Eſq^r & L^t Co^l *W^m Cole* are Deſired to Settle the Difference Betweene *Ja: Bray* Eſq^r & Co^l *Tho: Beale*, & to Affertaine the Said *Ja. Bray* Eſq^r Satisfa^con According to his Peti^con, by the Conſent of Both p^{ar}ties.

Thrall

Thrall vs Hill

Tho: Hill Appealeing from *Cha: Citty County Court* in a Difference Betweene him & *Ja: Thrall* & nott Appeareing to p̄secute his Appeale *It is therefore Order'd* he be nonfuit & pay damages to the Said *Thrall* According to Act wth Cofts Sute als ex

fford vs Linney

Refference betweene *John fford* & *Rich^d Linney* till the 3^d day of the next Gennⁿ Court by Request of *Linney*

Wakeline p̄ L^d

M^r *Mathew Wakeline* Petiçoning to this Court on the behalfe of the orphans of . . . *Purefoy*, to have the Said *Purefoys* Land Surveyed, *It is accordingly Order'd* that the Said Land be Surveyed & w^t waft Land there is found within the bounds thereof they to have A Grant Ent Rights According to Custome

Elq^r Bacon
for L^d

M^r *Ja: Minge* is Appointed to Survey the Land of *Nath Bacon* Elq^r Lying & being in *Henrico County*

Shapleigh
Neale

In the Difference betweene *Phill Shapleigh* & *Danⁿ Neale* vppon an Appeale from *Northumberland County Court* being fully heard, *It is Order'd* that the Said *Shapleigh* Enjoy the Land till the Cropp be finished, as alsoe the negroes till the Cropp be finished, at which time the Said *Danⁿ Neale* is to have Possession of the Said Land & negroes mençoned in that Deed and that County Court to Allow the Said *Neale* Satisfacō for his Negroes Worke from the date of their Judgment, as alsoe for the vse & p̄fitts of the Orchard, and *It is further Order'd* that the Said *Shapleigh* forthwith deliver to the Said *Neale* all Such Other Goods as are mençoned in the Said Deed & Each pay their Owne Cofts

Arnold vs
Pickis

Anthony Arnold haveing petiçoned to this Court for an Attachm^t Against the Estate of Cap^t *Pickis* for A debt of one hundred & Sixty pounds sterl w^{ch} he Claimes *It is ord^d* it be Referred to the Second day of the next Gennⁿ Court

Gray vs
Coⁿ Swann

The Difference Betweene *ffra Gray* & Coⁿ *Tho: Swann* about Land is Referred to An Able Jury of the neighbourhood and the Surveyor of the County to Survey & Lay out the Land in Difference According to Coⁿ *Swanns* Originall pattent (or Copy from y^e Records) and whatt pattents of Coⁿ *Swann* that are of an Ancienter Date than *Grays* are to take place before *Gray* and what pattents of the Said *Gray* y^t are of an Ancienter Date then Coⁿ *Swanns* are to take place before Coⁿ *Swann*, and they they have due regard & respect to the most ancient Know reputed bounds of each their Lands, & that they returne their p̄ceeding to the next Genⁿ Court

Wallace vs Hill

The Difference betweene *Ja: Wallace* and *Tho: Hill* is Referred to any two Justices of *Charles Citty County*, to End the difference

George p̄ L^d

Tho: George hath ord^r for five hundred Acres of Land Lying in *New Kent County* form^{ly} Granted to *Jn^o Puncom* & by him deferted Entring Rights According to Custome

Robinson p̄
Land

M^r *Christopher Robinson* Petiçoning to this Court that one *Bart: Obert* dec^d the ffather to his wife was possessed of a p̄cell of Land in *Middlesex County* which Said Land was by his Last will Given to his Children, butt he the Said *Obert* being an Allien the Land was Escheated & Granted to his Children, and that the Said Land might be Equally divided *It is Order'd* that the sherriffe of *Middlesex County* Cause an able Jury of the Neighbourhood to Come vppon the Said Land who are in Company of Cap^t *Rob^t Beverly* Surveyor to divide the Said Land According to the will of the Said *Obert*, and alsoe that they Equally Divide another p̄cell of Land form^{ly} belonging to *Chich: Obert*

Young

Young p L^d

Vpon the Petiçon of M^r Rich^d Young It is ordered that Cap^t Rob^t Beverley and majo^r Lewis (in the p^{re}sence of the neighborhood Survey his Land in *Gloucester* County According to his Ancient Knowne bounds.

Abrahall p
L^d

The order that Co^{ll} Rob^t Abrahall obtained for Twelve Hundred Acres of Land in *New Kent* County is now Confirmed the Said Land being formerly Granted to M^r W^m Lewis & by him Affigned to *Jonas parsons* & by the said *parsons* Lafpt for want of Seating

Wells

Robert Wells hath ord^r for 4 dayes Attendance at *James Citty* & two dayes for comeing & goeing to be paid by

Pate p L^d

M^r *Tho Pate* Enters a *Caveat* for One Thoufand Acres of Land in *potomack* ffreshes form^{ly} taken vpp by *Jn^o Pate* Esq.

The Court Adjourned to the fourth day of *October* next, where all matters vndetermined this Court are to be tryed

Test

Hen: Hartwell

Cl Con.

At A Genn^l Court held at *James Citty* the 4th Day of *October*
A^o Dom 1675 Ano Regis Car 2^d XXVIIth

[present]

THE RIGHT HONO: S^r W^m BERKELEY Kn^t Governo^r Co^{ll} Nath Bacon Co^{ll}
Tho: Swann Co^{ll} Phill Ludwell Dep^{ty} Secr Ja: Bray Esq^r.

*Kirkman &
Sherwood p
Land*

M^r *ffrancis Kirkman* and M^r W^m *Sherwood* hath order Granted
to take vpp and pattent about Twelve hundred Acres of Land
in *Surrey County* at the head of *Greys Creeke* Ent Rights
According to Custome

M^r *ffrancis Kirkman* & M^r *Sherwood* hath order Granted to
pattent Three hundred thirty Acres of Land in *Surrey County*
form^{ly} Granted to *Mathias Marriott* and *Thomas Hart* and by
y^m *Lafpt* for want of Seating Ent Rights According to Custome.

The 5th Day

[present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Co^{ll} Ludwell dep^{ty} Secr.

*ffitchett vs
Whitby*

The Complaint of *Josua ffitchett* Against *John Whitson* his
ma^{ster} is Referred to the next County Court of *Surry* who are
to Enquire into the Complaint & make Report to the next Gen^l
Court where the Said *Whitby* is to Appeare.

*Co^{ll} Bacon vs
Taylor*

Whereas Co^{ll} *Nath Bacon* the last Genn^l Court obtained order
Against the Sherriffe of *New Kent County* for the non Appeareance
of *Rich Taylor* and by Reason the said *Taylor* doth not Ap^{pe}are this
Court *It is therefore Orderd* the if the Sherriffe doe not Cause
the said *Taylor* p^{er}sonally to appeare next Court then the Sherriffe
to pay Such damages as shall then be Awarded.

*Sherwood vs
Bland*

Whereas M^r W^m *Sherwood* as marrying the Adm^{trix} of M^r
Rich^d James had a warrant directed to the Sherriffe of *James Citty*
County for the Arresting of M^r *Gyles Bland* who being Returned
Arrested & M^r *Rich Lawrence* his Security, and the said M^r *Bland*
not appeareing Judgment is therefore Granted the 1st M^r *Sherwood*
Against the said M^r *Rich^d Lawrence* as Security aforesaid for what
shall Appeare Justly due next Court in Case the said M^r *Lawrence*
Cause not the said M^r *Bland* then to Ap^{pe}are

*Howard vs
ffitzgerrell*

Non suite is Granted *Phill Howard* Against *Morris ffitzgerrell*
he not Ap^{pe}aring to p^{er}ecute *It is therefore Orderd* he pay damages
According to Act wth Costs

*Claiborne vs
Sherriffe*

Co^{ll} W^m *Claiborne* hath Order Against the Sherriffe of *Rappahan*
County for the non Appearance of W^m *Coumpton* & *Tho: How-*
ardson for what shall be made Ap^{pe}are Justly due next Court in Case
y^e 1st Sherr Cause not the said *Coumpton* & *Howardson* than to
appeare.

*Claiborne vs
Sherriffe*

Co^{ll} W^m *Claiborne* hath order Against y^e Sherriffe of *Rappahanock*
County for y^e non appeareance of W^m *Richards* for what shall be
made Appeare Justly due next Court, in Case the said Sherriffe
Cause not y^e 1st *Richards* then to Appeare

Co^{ll}

Co^{ll} *Swann vs*
Sherriffe

The Order that Co^{ll} *Thomas Swann* obtained the laft Gen^{ll} Court Againft the Sherriffe of *Henrico* County for the nonappeareance of Cap^t *John Knowles* is Now Confirmed and it is Order'd that the Said Sherriffe pay vnto the Said Co^{ll} *Swann* Two Thoufand one hundred Eighty nine pounds of Tobacco & Caske due by bill and Account & nine hundred & Thirteene pounds of Tobacco by a bill Delivered to the faid *Knowles* to Collect wth Cofts Sute.

Esq^r *Bray*
p^{se}nt

The Refference that was the Laft Court betweene Mr *Anthony Arnold* and Cap^t *Pickis* is Still Continued by Reafon there is noe fhipps Come in

Arnold vs
Pickis

Harper vs
Sherriffe

Whereas Mr *Gabriell Harper* the Laft Gen^{ll} Court Obtained Order Againft the Sherriffe of *New Kent* County for the Non-appeareance of *Charles Clerke*, and the faid Sherriffe haveing Liberty to Caufe the Said *Clerke* to Appeare this Court where the Said *Clerke* not Appeareing, It is therefore Order'd that the former Order be Confirmed, and that the faid Sherriffe of *New Kent* County forthwith pay vnto the faid *Gab^{ll} Harper* Two Thoufand Seven Hundred & Twenty pounds of Tobacco & Caske According to *Clerks* Specialty, as alfoe Cofts Sute

Bray Esq^r vs
Clarke

Ja: *Bray Esq^r* hath Order Againft the Sherriffe of *New Kent* County for the Nonap^{pe}ance of *Rich^d Clarke* for what fhall Appeare Juftly due next Genn^{ll} Court, in Cafe the Sherriffe Caufe not the Said *Clark* then to Appeare

Sherwood vs
Harwood

Whereas Mr *Rich^d James* the 15th of *Aprill 1670* Obtained order Againft Mr *Geo: Harwood* of Three Thoufand fower hundred & Eighteene pounds of tobacco & Caske, and Mr *W^m Sherwood* who marryed the Adm^x of the faid Mr *James* Sueing the faid *Harwood* to this Court where it Appeares there Remaines Still due vpon the former Judgment thirteene hundred pounds of tobacco & Cask It is therefore Order'd that the faid *Harwood* forthwith pay y^e Said Some with Cofts

Afternoon

p^{se}nt

GOVERNO^r Co^{ll} *Bacon* Co^{ll} *Swann* Tho: *Ballard* Esq^r Co^{ll} *Phi^{ll} Ludwell* Dep^{ty}
Se^cer Ja: *Bray Esq^r*

Whitehead p^{se}
Land

Mr *Rich^d Whitehead* hath Order Granted to pattent Nine hundred Acres of Land Lying vpon *Arracaco* Swamp in *New Kent* County formerly Granted to *David Prichard* & for want of Seating by him Deferted Rights Entred in y^e office According to Law/

Barnard vs
Horton

Vpon Peti^{con} of Mr *Rich: Barnard* It is Order'd that the order that p^{ast} the Laft Genn^{ll} Court for y^e Surveying & Laying out the Land in difference Betweene the faid Mr *Rich^d Barnard* & Mr *W^m Horton* is Still Continued and that the fame Jury & Surveyor p^{ceed} According to the true Intent dire^{ct}ions & meaneing of the aforefaid at Some Convenient time before the next Genn^{ll} Court. and that they make Returne of their p^{ceed}ings to the 2^d day of the next Genn^{ll} Court, Mr *Horton* to have due notice thereof

Watt vs Light

Whereas the Difference Betweene *Geo: Light P^{ll}* & *W^m Watt* Def^t about Land was Referred to a Jury & Surveyor to Survey & Lay out the Land & Report to this Court who doth Accordingly Report to this Court that the Said *Watt* is not Treſpaffer. This

Court

Court Doth therefore Confirme the Survey & Verd^t of the Jury & that the said Light pay Cofts Watt to bring in his bill of Cofts to morrow Morning/

The 6th Day of October 1675

[Present]

GOVERNO^r Co^{ll} Swann Co^{ll} Bacon Co^{ll} Beale Ja: Bray Elq^r

Collis vs Greene

Mr Rich Whitehead & Rob^t Colles Peti^coning to this Court for their Opinion Concerning their fees due from Sarah Greene who was a Criminall, It is the Opinion that the Said Sarah Greene pay them their fees if she have any Estate, if not the Court to pay y^e said fees According to Act. the Court being Informed that the Assembly hath payd the Juries Charges/

*Tante Exempted
f^m Leavies*

W^m Tante of Yorke County being a very Poore Old man & Peti^coning to this Court to be Exempted from paying of Leavies, The Court doth Order that the said Tante be Exempted from paying of publique & County Leavies/

*Harper vs
Sherriffe
Young vs Renett*

Mr Gabriell Harper hath Order Against the Sherriffe of James Citty County for the Non ap^pearance of Mr W^m Dromond, etc/

Refference betweene Vincent Young & Jonas Renett till y^e third Day of the next Genn^{ll} Court, Renett being a Stafford man & Supposed to be vpon the Countries Service, Young to give the Sherriffe notice of this Order who is to Cause the Said Renett to Appeare/

Watt vs Light

Mr Geo: Light is Orderd to pay vnto W^m Watt One Thousand pounds of Tobacco & Caske, besides Cofts of Court, which is Allowed to y^e Said Watt in full of his Cofts & Charges in a Sute Comenced by the said Light in this Court Against the said Watt/

*Sandford vs
Thorogood*

Major Ja Powell & Mr Barnaby Kerne are Appointed to Audite the Accounts Betweene Mr Sam^{ll} Sandford P^{te} & L^t Co^{ll} Adam Thorogood Defd^t & make Report to this Court/

*Harrifon vs
Cely
Elliott vs Todd*

Refference Betweene Mr^s Abigall Harrifon & Mr Tho: Cely till the 3^d Day of the next Genn^{ll} Court/

Refference Betweene Mr W^m Elliott & Cap^t Tho: Todd till the 3^d Day of the next Genn^{ll} Court, by Request of Cap^t Todd/

*Thompson vs
Holt*

It is Orderd that Mr Randall Holt & Mr Parke pay vnto Mr W^m Thompson fouer hundred pounds of tobacco & Caske for his Charges & Cofts

Afternoone

[Present]

GOVERNO^r Co^{ll} Nath: Bacon Tho: Ballard Elq^r Co^{ll} Ja: Bridger Ja:Bray Elq^r
L^t Co^{ll} W^m Cole

*Clems ab^t
Land*

Mr Benjamin Clems as marrying Griffell y^e Relict of Jn^o Wells Late of Gloucester County, Informing this Court that Edw^d Wells father of the said Jn^o about Tenn yeares Since did Survey a P^{ce}ll of Land of ffifty nine Acres in that County, but neither the said Edward nor John Did feate plant or take Any Pattent out for the
same

fame & the said *Clems* Petitioning that the Same may be Granted to him in the Right of his said Wife & *Sufanna* the only Child of the Said *John Wells*, This Court hath Granted the same And Order'd that if the Said Orphant dye before full Age then the Reverſion to Come to the said *Griffell* & her heires in that thee Said *Clems* hath Saved the Land from . . . & pays all Charges of the Survey & Otherwise the Surveyor of that County is Accordingly Order'd to Survey the Same for *Clems*, p^{ro}vided it p^{ro}judiceth noe former hath Saved the Land from laſping [lapſing] & pays all Charges of the Survey & Otherwise the Surveyor of that County is Accordingly Order'd to Survey the Same for *Clems*, p^{ro}vided it p^{ro}judiceth noe former Grant/

*Harper vs
Dromond*

Judgment is Granted Mr *Gabriell Harper* Againſt Mr *W^m Dromond* for Payment of One pound twelve Shilling & one penny wth Coſts being Cleered y^e said Mr *Harpers* Oath/

p^{re}ſent

Co^{ll} *Swan* Co^{ll} *Beale*

*Mead vs
Sykes*

The Complaint of *Jⁿ Mead* Againſt his Servant *Tho: Sykes* is Referred to the next County Court of *Warwick*, who are to Examine the Difference & to paſſe Judgment in the p^{ro}miſes/

Co^{ll} *Swann vs
Grey*

Upon the Request of Co^{ll} *Tho: Swann* It is Order'd that the former Order that paſt in a Difference betweene *ffray Gray* & the Said Co^{ll} *Tho: Swann* about Land be Renewed and that there be a new Jury Impannelled who are with the Surveyor of that Count to p^{ro}ceed in Laying out the Said Land in Difference According to the Expres words of the Laſt Genn^{ll} Courts Order & Returne their p^{ro}ceedings to the Second day the next Genn^{ll} Court.

Co^{ll} *Cole* not
Sitting in
Judicature
Weir vs Jones

Whereas *Walter Weir* obtained Order Againſt Mr *Geo: Jones* in *Rappahanock* County Court for an Able man Servant from which the Said *Jones* Appealed to Laſt march Court where the order of *Rappahanock* Court was Confirmed with Damages Accord- to Act. Butt vpon Request of the said *Jones* an Injunction in Equity was Granted vpon the order to this Court, where the said *Weir* makes Oath in Chancery that he never Sould the Land to any p^{er}ſon Whatſoever and for that it Appeares to the Court to be a very vexatious Sute, Continued by *Jones* to Defraud the Said *Weir* of his Juſt due. It is therefore Order'd that the Said *Jones* forthwith pay vnto the Said *weir* an Able man Servant & Two Thouſand pounds of tobacco & Caſke for his Expences & damages wth Coſts of Sute, being *Clarke* & *Sherriffs* fees/

*Page vs York
Com^{rs}*

It is Order'd that the County Court of *Yorke* pay vnto Mr *Jⁿ Page* by way of Leavie vpon the whole County, what he ſhall make Appeare is Due to him vpon his Oath if Required for the purchaſeing of the Armes, According to an order of *yorke* County Court, wth twenty five p^{er}cent & that they pay him for freight & other petty charges he hath Diſburſ^d wth Coſts, & the County Allow to Co^{ll} for what Armes he hath Cauſed to be brought in, as above is allowed to Mr *page*.

*Harper vs
Drumond*

The Judgment that Mr *Gabriell Harper* Obtained Againſt Mr *W^m Dromond* is Confirm^d p^{ro}vided y^e Said *Harper* make oath that Mr *Dromond* paid noe more for his Andirons then is Charged by Invoyce & that the Account he Gives of the weight of y^e tobacco is Juſt

Sanford

*Sandford vs
Thorogood*

Judgment is Granted Mr *Sam^{ll} Sandford* Against L^t Co^{ll} *Thorogood* for payment of Eleven hoggsheads Amounting to five Thousand four hundred & thirty pounds of tobacco which Said Tobacco the Said L^t Co^{ll} *Thorogood* Converted to his Owne use and alsoe Six Thousand One hundred twenty Six pounds of tobacco & Caske which was found due to the Said *Sandford* by the Report of Auditor^s wth Cofts Sute als ex.

Exit ex Coꝝp

The 7th Day of October 1675

present

GOVERNO^r Co^{ll} *Nath Bacon Hen: Corbyn Esq^r Tho: Ballard Esq^r Co^{ll} Phill Ludwell Dep^{ty} Secr Ja: Bray Esq^r L^t Co^{ll} W^m Cole*

*Beverly vs
Appleton*

Whereas Cap^t *Rob^t Beverly* Attorney of Mr *Tho: Southing* had a Writt Directed to the Sherriffe of *Westmoreland* County for the Arresting of Cap^t *Jn^o Appleton* which Said Writt was Returned to Late to this Court & by Reason the Sherriffe Liveth neere the troubles he is not fined & the Said Cap^t *Appleton* being vpon the Countries Service a Refference is therefore Granted to the 3^d Day of next Genn^{ll} Court.

Linney vs fford

Whereas the Difference Betweene Mr *Jn^o fford P^{lc} & Rich^d Linney* Defd^t about Accounts was Referred to Mr *Rich^d Littlepage* & Mr *Ch^{rist} Robinson* to Examine & Audite the Accounts Betweene them, who Report to this Court that the Plaintiff is Debt^r to the Defendant vpon the ballance of Accounts three Thousand five hundred & two pounds of tobacco & Caske. It is order'd that the Report be Confirmed & Judgment Accordingly Granted the Defendant Against the Plaintiff for payment of the said Some wth Cofts, & it is further Order'd that the Said *Linney* Give Security to Cleere the said *fford* from a Debt which is Due to *Edw: Pettaway* from the said *Linney*, Mr *Sherwood* Enters himselfe Security for y^e performance of the Same/

*Beverly to
Survey
Sherriffe vs
Clarke*

Cap^t *Rob^t Beverly* is Order'd vpon Petiçon to Survey & Lay out the Land of *Henry Corbyn Esq^r* & other of the Neighbourhood/

Whereas Mr *Gabriell Harper* yesterday Obtained Order Against the Sherriffe of *New Kent* County for payment of Two Thousand Seven hundred & two pounds of tobacco & Caske for the Non Appearance of *Charles Clarke* Attachment is therefore Granted y^e Sherriffe Against the Estate of the *Clarke* for payment of the said Some with Cofts, According to Act.

*Randall vs
Debman
Bishop p
Survey*

The Difference Depending Betweene *Jn^o Randall & W^m Debman* is Referred till the 3^d day of the Next Genn^{ll} Court/

Vpon the Reasonable Petiçon of *Jn^o Bishop* It is Order'd that the Surveyor of y^e County in the presence of the neighbourhood Survey his Land According to the Ancient bounds of his pattent that the true bounds of his Land may be knowne & Renewed/

*Cholwell vs
Prittiman*

The Difference Betweene Mr *Andrew Cholwell* & Mr *Prittiman* about Accounts is Referred till the third day of the next Gen^{ll} Court, & Order'd that Mr *Prittiman* make Oath that the Goods his daughter had was vpon Credit & that shee Desired the Same, & It is the Opinion of this Court that the funerall Charges ought not to be paid/

Mr

Mr Corbyn abt
Land

Whereas Henry Corbyn Esq^r makes Appeare by the Oath of Hugh Williams that the said Esq^r Corbyn had feated a Devident of Land in *Omen* & orde'd him to build a Quarter vpon the said Land which he did & Mr Laurence Smith forwarning the said Esq^r Corbyn to Plant on the said Land, who now Petičons to this Court that the same may not be taken vpp as waft Land which is Granted vnto y^e Said Hen: Corbyn Esq^r

[psent]

GOVERNO^r Co^{ll} Bacon Hen Corbyn Esq^r Tho: Ballard Esq^r Co^{ll} Jo: Bridger Co^{ll} Phill Ludwell Dep^{ty} Secr Nath Bacon Jun^r Esq^r Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Ord^r vs
Mr Bland
Ord^r vs Bland
Co^{ll} Ludwell &
Co^{ll} Bridger
Not fitting

Mr Gyles Bland in Court Declares that he is not to Give an Account to the Hono^{ble} Governo^r of his Acčons nor his office/
Mr Gyles Bland being Demanded in Court to show Cause of the Scandalous Information which he Gave to y^e Hon^{ble} Com^{rs} of the Custome House of the Hon^{ble} Co^{ll} Phill Ludwell & Co^{ll} Jos: Bridger, his Answer was that he it by Report/

psent

CO^{ll} NATH BACON President Hen: Corbyn Esq^r Tho: Ballard Esq^r Nath Bacon Jun^r Esq^r James Bray Esq^r L^t Co^{ll} W^m Cole

Ord^r vsj
Mr Bland

Whereas Mr Gyles Bland hath very Lately, Highly & falsely & mutinously Scandalized the R^t Hono^{ble} S^r W^m Berkeley Kn^t Governo^r & Cap^t Genn^{ll} of Virginia by a most Scandalous Letter pened by the said Gyles Bland, and Directed, sent, and Delivered to the R^t Hono^{ble} the Governo^r which Said Letter the R^t Hono^{ble} the Governo^r Caused to be Read in Court, or Such p^{rt} thereof as was and Appeared highly Scandalous & Mutinous to and Against his Honor, And the said Gyles Bland pstitting in Open Court highly to Scandalize his Honor and being Severall times Asked & Demanded in Open Court how he would or could make out those High, false, Scandalous & Mutinous accusatons & affirmatons made, Sett downe, & pened Against the R^t Hono^{ble} the Governo^r in the Before Mentioned Letter, the Copy whereof he Declared in Court, to have sent for England vnto his Majesties Com^{rs}issioners of his Customes He the Said Gyles Bland made (and Declared he could make) none other Answer or defence, than that he heard foe, or he was told Soe. And being further Demanded if he had none other Ground for his foe doing he either would not or could not otherwaies Justifie himselfe. And the R^t Hono^{ble} the Governo^r arising from his feate and steping one Step below the Place of Judicature and Requireing & desireing of us his majesties Councello^{rs} of State in Virginia, Just Satisfacōn and Vindication from and Against the said Gyles Bland for such his most Scandalous false, & mutinous Reports, assertions, Behavior^s & Deportments towards him/

Wee doe therefore Vnanimously, consent, agree, & order that Mr Gyles Bland be forthwith Comitted into the Custody of the the High Sherriffe of James Citty County vntill he have given bond with Sufficient Security for his Good Behavior And that he be, and he is hereby Suspended from his Place of Collecto^r of his Majesties Customes, and all other Places and offices in Virginia, vntill his Majesties Pleasure shall be further Knowne/

psent

[present]

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} Nath Bacon Nath Bacon Jun^r Ja: Bray
L^t Co^{ll} W^m Cole Esq^r

Order [p]
Collector^s
y^e penny [p] lb

The R^t Hono^{ble} the Governo^r and Councill takeing into their Serious Considera^{cion} & Care that his Majesties Customes may be truely Collected and Duely paid have Order'd & Doe hereby Order, That the Severall Collector^s of the two shilling [p] hoggshead for the Virginia Impost in their Severall & Respective places Liberties, & p^{ar}cin^{ts}, doe *And they are hereby Impowered duely truely & faithfully without Salary or Reward* to Collect his Mat^{ies} Customes which shall from hence forth Grow due, by Vertue of the Act of Parliament made in the twenty fifth yeare of his Mat^{ies} Raigne, Intituled *An Act for the Incouragement of the Greene Land trade* and the Severall other Acts Concerning Trade & Navigation And that for and in Order to their more faithfull [p]formance thereof: they be Severally Sworne by the R^t Hono^{ble} The Governo^r that they will & shall Soe doe And that they shall & doe forthwith Give Security for their due [p]formance of their Said office according to the true Intent & meaneing of the Said Acts of [p]liament And the Instru^{ctions} of the Hono^{ble} his mat^{ies} Commis^{sioners} of his Customes.

Ord^r vs Bland

It is Order'd that Mr Gyles Bland Give Sufficient Security to the Sherriffe of James Citty County for his Appeareance at the next Gen^{ll} Court to Answer what shall be o[b]jected Against him Either by Co^{ll} Jos: Bridger or Co^{ll} Phill Ludwell.

Mills vs
Macon

Refference is Granted in the Difference Betweene Mr Hen: Mills & Mr W^m W^m Macon till y^e 3^d day of next Genn^{ll} Court Mr Macon being Sick

The 8th day of October 1675

[present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale Hen: Corbyn Esq^r Co^{ll} Bridger
Tho: Ballard Esq^r Co^{ll} Ludwell Dep^{ty} Secr James Bray Esq^r L^t Co^{ll} W^m Cole

Halley vs
Thorpe

Refference Betweene Ja: Halley attorney of John Clerke Esq^r & Mr Otho Thorp & Mr Pendexter till the 3^d day of the next Genn^{ll} Court, where y^e Difference is to be tryed

Undertakers vs
Sherriffe

It is Order'd by this Court that the Severall High Sherriffes through out the County Give Good Security to the Severall Vndertakers of the 50^{ll} tobō [p] pole for payment of the Same According to Act of Asssembly & when the Said Sherriffs have Given in Security then the County Courts to be Discharged from the Same.

Mr Place
Vndertaker
Cha: Citty
Newsum vs
Hull

Mr Rowl^d place vndertaker of the fifty pound tobō [p] pole in the Place of Co^{ll} Winn in Charles Citty County.

ffarrell vs
Wynn

Judgment is Granted Cap^t Rich newsum Against L^t Co^{ll} John Hull for payment of fifty five pounds Sterling by bills of Exchange the Cofts is to be brought in y^e next Genn^{ll} Court.

The Difference Betweene Cap^t Hubert ffarrell as marrying the Daughter of Co^{ll} Drew & Mr^s Wynn Executrix of Co^{ll} Wynn Deēd about Accounts is Referred to L^t Co^{ll} Edw: Hill Mr James Minge Mr Tho: Blayton & Mr James Bisse or any three of them who are to Examine

Examine the Reasonableness of Co^{ll} Wynns Accounts & Audite y^e Accounts betweene them & Report to next Genn^{ll} Court.

Indian vs
Dunn

It is Order^d that Benj: the Indian Returne to his Service & that Cha: Dunn his master Appeare at Next Genn^{ll} Court to Answer the Said Indians Complaint.

Ord^r vs Chick:
Indians

It is Order^d that the Interpreter Geo to the Indians that Belongs to the Great Munguy & Charge them to Admitt the Said Munguy into the Same degree he vfe to be in & Restore him his Estate & to tell them if they Deny the Same that the English will take it Amisse the said Munguy being alwaies a faithful friend to the English

Afternoone

THE Same Court

Hansford vs
Jh: Winflow

The Difference Betweene Mr Tho: Hansford & Mr Jn^o Winflow is Suspended till next Genn^{ll} Court Mr Sherwood Enters himselfe Security to pay what Damages the Said Hansford shall Recover of the Said Winflow.

The 9th Day of October 1675

Present

GOVERNO^r Co^{ll} Bacon Hen: Corbyn Esq^r L^t Co^{ll} W^m Cole Esq^r.

Harlow vs
Whitby

Mr Jn^o Harlow Petitioning to this Court that Mr W^m Whitby Dec^d was Greatly Indebted to him and the Said Whitbys orp^t being neare of Age and feareing the Land of the Said Whitby will be sold on purpose to Debarr him from his Just dues. *It is therefore Order^d that a Caveat be Entred that the Lands of the said Whitby may not be sold nor alienated by any Person whatsoever vntill the Orphant Comes of Age & the Said Mr Harlowes Sute be determined*

Present

Co^{ll} Swann Co^{ll} Beale Tho: Ballard Esq^r Co^{ll} Bridger Co^{ll} Ludwell Dep^{ty} Secr Ja: Bray Esq^r

Mathews vs
Hetherington

It is order^d that Tho: Hetherington pay vnto James Mathews One Thousand pounds of tobacco & Caske which is to be in full of all Costs & Charges Accrueing vppon a Difference Betweene the Said Ja: Mathews P^{tr} & The Said Tho: Hethering Defd^t

Afternoone

THE Same Court Only Co^{ll} Ludwell Excepted

Ord^r vs
Susquā
Indians

It is Order^d by This Hono^{ble} Court that the Susquahannah Indians doe Still Continue in the possession of the Land they are now vpon, Untill the Right Hono^{ble} the Governo^r Shall ord^r to the Contrary and that Cap^t W^m Bird Goe vpp to the aforesaid Indians & Demand two Hostages of them & take Care that they are y^e Children of Great men & Betweene four & Eight years of Age.

Codogan

*Codogan vs
Macon*

Co^{ll} *Jn^o Leare* Major *Tho: Milner* & Mr *Barnaby Kerney* or any Two of them are Appointed to Audite the Accounts Betweene Mr *W^m Codogan* & Mr *W^m Macon* & make Report to y^e 3^d day next Genn^{ll} Court/

*Royall vs
Taylor*

Hen Royall hath Judgment Against the Sherriffe of *Charles Citty* for what is made Appeare *July* next Court, for the Non-appeareance of *Jermiah Taylor* in Case the sherriffe Cause not y^e said *Taylor* to Appeare next Court/

*Rawlins
Acquitted*

Jn^o Rawlins being Accused for murthering of an Indian woman by the Grand Jury found *Ignoramus*, he was therefore Acquitted by p^lclamaçon

*Thraffer
Acquitted
Gray vs Emry*

Elinor Thraffer being Indited for murthering *Taylor* was found not Guilty, she was therefore Acquitted by p^lclamaçon

Edw^d Gray is Order'd to be paid by *Chas: Emry* for two Days Attendance at Towne being Sumoned in a Difference Between the said *Emry* & Mr *Malachy Thurston* as Attorney of Mr *Edw^d Thurston*

Councello^{rs}

Cap^t *Ralph Wormely* Mr *Row^d Place* & Mr *Tho: Bowler* are Appointed Councello^{rs}

Sworne

Mr *Rowland Place* & Mr *Tho: Bowler* are Sworne Councello^{rs}/

The 11th Day of October 1675

þlent

GOVERNO^r Co^{ll} *Swann* Co^{ll} *Beale* Hen: *Corbyn* Esq^r *Tho: Ballard* Esq^r Co^{ll} *Bridger* Co^{ll} *Ludwell* dep^{ty} fecr *Ja: Bray* Esq^r L^t Co^{ll} *Cole* *Tho: Bowler* Esq^r *Rowland Place* Esq^r

*Pleasants vs
Minge*

Judgment is Granted Mr *Jn^o Pleasants* as Attorney of Against Mr *James Minge* for payment of Eleven Thousand five hundred pounds of tobacco & Caske wth Cofts, Butt Whereas the Said Mr *Minge* bought a Plantaçon for y^e Said tobb, the Said Mr *Pleasants* doe Leave it to y^e Said Mr *Minge* Choice Either to pay the tobacco or Reassigne & Deliver the Said Plantaçon, and the f^d *Pleasants* to pay him what fhall be Adjudged by Mr *Tho: Blayton*, Mr *Nic^o Wyatt*, Mr *Tho: Hunt*, & Mr *James Bisse*, for what Charge the said Mr *Minge* hath been at for Building vpon the f^d Plantaçon, the above said Gentlemen to meete Betwixt this & y^e 10th day of *November* next

Bird vs Holmes

In the Difference Betweene *Robert Bird* as marrying the Relict of Mr *Tho Holmes*, P^{lt} & Rob^t *Holmes* Def^t vpon an Appeale from *New Kent County Court* being fully heard, It is Order'd that the Order of *New Kent Court* be made void, and that the Said *Holmes* pay Vsuall Cofts, Mr *Bird* in Court freely Gives the Cofts to the said *Holmes*

*Cholwell vs
Curle*

Refference Betweene *Andrew Cholwell* & *Thomas Curle* till y^e 4th day of the next Genn^{ll} Court vpon Request of *Curle*/

*Emry vs
Thurston*

Judgment is Granted *Cha: Emry* as marrying *ffrances Loueing* Against the Estate of Mr *Edw^d Thurston* for payment of fourteene pounds Tenn Shillings Sterl wth Cofts

Afternoone

þlent

GOVERNO^r Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Hen: *Corbyn* Co^{ll} *Bridger* *Ja: Bray* L^t Co^{ll} *Cole* *Row^d Place* *Tho: Bowler* Esq^{rs}

Morgan

*Morgan vs
Warner*

Mr *francis Morgan* hath Order Against the Sherriffe of Lower Norfolk County for the Nonappeareance of Cap^t *Jn^o Warner* for what shall be made Appeare Justly due next Court in Case the said Sherriffe Cause not the Said *Warner* then to Appeare

Tho: Ballard Esq^r

*Thurston vs
Emry*

Mr *Malachy Thruston* hath Nonfuite Against *Cha: Emry* noe Cause of accon Appeareing, *It is Therefore Order'd* that the said *Emry* pay Damages According to Act to the Said Mr *Thruston* wth Cofts Court, *als ex.*

*Emry vs
Thruston*

Cap^t *Peyton* Mr *Pleasants* Mr *Pleasants* & Mr *Rogers* are Appointed to Audite the Accounts Betweene *Cha: Emry* & Mr *Malac Thurston* Attorney of Mr *Edw^d Thurston* & Report to morrow Morning

*Bowler vs
Meeres*

Judgment is Granted *Thomas Bowler Esq^r* Against *Rob^t Meeres* for payment of Nineteene hundred Sixty five pounds tobacco & Caske & two pounds, nineteene Shilling, wth Cofts the said *Meeres* Just Discompts to be deducted.

*Reeves vs
Smith*

Refference Betweene *Henry Reeves* & *Rich^d Smith* till the 3^d day of the Next Gennⁿ Court, where the Said *Smith* is personally to Appeare

*Dale vs
Taberer*

The Difference Betweene *Peter dale* & Mr *Tho: Taberer* is Referred till the 3^d day of the next Gennⁿ Court, vpon the Request of the said *Taberer*

*Griffin vs
Robinson*

Refference Betweene *Leroy Griffin* & *Rich^d Robinson* till y^e 3^d Day of next Gennⁿ Court.

The 12th Day of October 1675

Present

GOVERNO^r Co^{ll} *Tho Swann* Co^{ll} *Nath Bacon* Hen: *Corbyn Esq^r* *Tho: Ballard Esq^r*
Co^{ll} *Jos: Bridger* Ja: *Bray Esq^r* L^t Co^{ll} *W^m Cole Esq^r* *Rowland Place Esq^r*

*Thurston vs
Emry*

Whereas the Difference Betweene *Cha: Emry* P^t as marrying *frances Loveing* & Mr *Mala^c Thurston* Defd^t as Attorney of Mr *Edw^d Thurston* about Accounts was Referred to Auditor^s who made Report their is tobacco due to the Defd^t Nonfuite is Granted the said Mr *Thurston* Against the Said *Emry* Noe Cause of Accon Appeareing, *It is Therefore Order'd* that the said *Emry* Pay vnto the said Mr *Thruston* Damages According to Acts, wth Cofts Sute *als ex*

Tho: Bowler Esq^r

*Shukburgh vs
Smith*

The Difference Betweene *John Shukburgh* & Major *Lawrence Smith* about Accounts, is Referred to Co^{ll} *Willis* L^t Co^{ll} *Augustin Warner* L^t Co^{ll} *Jn^o Smith*, & Major *Rob^t Bristow* or any three of them to Audite the Accounts Betweene them, and the Said *Shukburgh* is to Deliver vnto the above Said Gentlemen Vpon his Oath According to the best of his Knowledge, all Accounts Letters bonds & what other Papers he hath that doth any ways Relate to the said Difference and that the Said Major *Smith* Render A Just Account vpon his Oath what the Tobacco Really Cost him, and that the Whole Difference & matters Betwixt them be stated & Report made to the next Gennⁿ Court

*Lawrence vs
Spencer*

Mr *Rich Lawrence* Nonfuites *Alex: Spencer* noe Cause of Accon Ap^peing *It is therefore Order'd* that he pay damages According to Act wth Cofts

Yarrow

Yarrow vs Refference Betweene *James Yarrow & Co^{ll} Tho: Liggon* till
Liggon y^e 3^d day of next Genn^{ll} Court
Weekes vs *It is Orderd* that *Alexd^r Spencer* pay vnto *Steph Weekes* one
Spencer hundred pounds of tobacco for his Charges wth Cofts
Diggs vs The Difference Betweene M^{rs} *Eliz: Diggs* Extrix: of *Edw^d Diggs*
Walker Esq^r Deçed & Major *Tho: Walker* is Refferred till the 3^d day third
day of the next Genn^{ll} Court vpon the Request of Major *Walker*
Rogers vs The Difference Betweene *Jn^o Rogers & Nath Jenkins* is Refferred
Jenkins to the next County Court of *Gloucester*, to Examine the Difference
and Paffe Judgment Accordingly
Ramsey vs Whereas *David Morfe* did Scandalize abuse & Defame the wife
Morfe of L^t Co^{ll} *Edw^d Ramsey* as alsoe the Said *Edward*, for which the said
L^t Co^{ll} *Edw^d Ramsey* Sued the Said *Morfe* to this Court, where it
Appeareing the Scandall was of a very high nature, *It is therefore*
Orderd that the Said *Morfe* pay vnto the Said L^t Co^{ll} *Ramsey* two
thoufand pounds of tobacco & Caske & that he pay all Cofts
& y^e Attorneys fee and that he make publiq Acknowlidgm^t vnto
M^{rs} *Ramsey* in the *¶*ish Church where she Liveth

Afternoone

¶sent

GOVERNO^r Co^{ll} *Bacon Hen Corbyn Tho: Ballard Co^{ll} Jos: Bridger Co^{ll} Ludwell*
dep^{ty} Secr Ja: *Bray L^t Co^{ll} Cole Row^d Place Tho: Bowler Esq^{rs}*

Collier vs Vpon the Petiçon of L^t Co^{ll} *W^m Collier*, *It is Orderd* that no
Halley Execuçon doe Iffue vpon a Judgment formerly Obteyned In this
Court by *Jas: Halley* as Attorney of *Stuckey* Against the
Said L^t Co^{ll} *Collier* in three months time now next Comeing
Ward Banished *Evan Ward* being Indited for murthering of *Jn^o Button* was
Tho: Ballard brought in by the Grand Jury *billa vera*, then a Jury of Life &
Esq Ja: Bray death was Impannelled, who brought in their Verd^t Guilty, Butt
Esq & Co^{ll} Cole before Sentence of death past, *¶*t of the Councell being Diffatisfied
decenting wth the Jury Vird^t by Reason of the Varioufnefs of the Evidence &
for that the Corps were never found, Have thought fitt & doe
Order that the Said *Evan Ward* be Banished out of this Country &
never to Returne
Hurft vs Judgment is Granted to *Jn^o Hurft* as marrying the Executrix
Warner of L^t Co^{ll} *W^m Alford* for payment of one Thoufand pounds of
tobacco & Caske Against Cap^t *Jn^o Warner*, with Cofts, which is in
full of a mare
Sware S^r *Hen Chicheley* Kn^t is Desired by this Court to Sware the
Collecto^{rs} Collecto^{rs} to the Northward According to the Oath taken by
Hen: Corbyn Esq and the Rest of the Collecto^{rs}
Ord^r ab^t *It is Orderd* by This Hono^{ble} Court, that Noe shipp nor any
¶visions Other vessell Whatsoever doe Carry out of this Country noe more
¶visions then shall be Neceffary or Sufficent for the Shippes vse,
vntill the Adjourneing of the next Asssembly, Except those vessells
which are already Entred And the Severall Collecto^{rs} are Charged
Dilligently to ferch all Shippes & Vessells
Walker *Rob^t Walker* being Indited for murthering of *Mary Vickins* was
Acquitted by the Petty Jury found Homicide *¶* misadventure, he was
therefore Acquitted by *¶*clamaçon

Dowglace

Dowglace Burnt
in y^e hand

Jn^o Dowglace Indited for murthering of *Jn^o Taylor* was found by the Petty Jury to be Manflaughter, for which fact he was burnt in the Hand

Washington
Burnt in y^e hand

Edw^d Washington Indited for murthering of *Will^m Norcott* was found by the Petty Jury to be Manflaughter, for which fact he was Burnt in the hand

Ord^r ab^t
Powder

Whereas there are Sixteene Barrells of Powder in *Yorke* River which was Sent in for the Countries Vfe, *It is therefore Order'd* that it be Dispos'd of to the Severall Affociations, & that the Purchaser be payd out of the Impost Money of 8^s ~~3~~ 4 h^d & that the Charge for Bringing the Said Powder from *Rappahannock* River to *Yorke* River be alsoe Satisfied

The Court Adjourned to the first day of the Meeting of the next Affsembly where all Causes Vndetermined this Court are to be tryed

Test

Hen: Hartwell Cl Con

At a Meeting At *James Citty* the 7th *ffebry* 1675/6

[present]

G^{OVERNO}^R Co^{ll} *Bacon* Co^{ll} *Beale* Co^{ll} *Swann* Co^{ll} *Bridger* L^t Co^{ll} *Cole* Esq^r^a

M^r *Ballards*
Serv^{ts} Adj^d

Tho: Ballard Esq^r this day haveing brought *James Prichard*
Jeremy Geo: & Tho: Prichard Servants bought by him this Ship-
ping out of *Tho: Granthams* Shipp to have there Ages Adjudged of,
It is the Opinion of the R^t Hono^{ble} the Governo^r & Councell that
the Said three Servants Each of them are fourteene yeares of Age,
& to Serve According to Act

At a Genn^l Court held at *James Citty* the 4th day of [*March*]
1675/6

present

SR WILL^m BERKELEY Kn^t Governo^r &c S^r Henry Chicheley Kn^t Co^{ll} Nath Bacon
Tho: Ballard Esq^r Co^{ll} Phill Ludwell Dep^{ty} Sec^r Ja: Bray Esq^r L^t Co^{ll} W^m Cole

Netherland p
Land *Robert Netherland* hath Order for four hundred & Ninety Acres of Land in *Charles Citty* County formerly Granted to Co^{ll} *Tho: Drew* and for want of Seateing by him Deserted, Ent Rights According to Custome

Kendall p
Land Co^{ll} W^m *Kendall* hath Order for one hundred Acres of Land in *Northampton* County formerly Granted to *Phi^{ll} ffisher* & by him Lapsed for want of Seateing Ent Rights According to Custome

Anderson p
L^d W^m *Anderson* hath Order for fouer hundred & fifty Acres of Land in *Accomack* formerly Granted to *Ambrose White* & by him Deserted Ent Rights According to Custome

Bowfee p L^d
Land *John Bowfee* hath Seven yeares Liberty for the Seating of his Land in *Rappahanock*

Johnson p
Land *John Johnson* hath Order to take vpp & pattent what waft land lies Betweene the fwamps of *Arrocaco* & *Taritian* in the County of *New Kent* he finding Rights for the same

Smith p L^d
Land Majo^r *Laurence Smith* hath seven yeares Liberty Granted him for the Seateing of 4600 Acres of Land formerly Granted to him, Lyeing in *New Kent* County

The 8th *March* 1675/6

THE Same Court only Co^{ll} *Tho: Swann* Added

Bacon vs
Taylor Refference Continued Betweene Co^{ll} *Nath Bacon* and *Taylor Taylor* not Appeareing And It is Order'd that if he doe not Appeare the first day of Next Genn^l Court, then Judgm^t to passe for his default

Hancock
White Vpon Petiçon of *Tho: Hancock* It is Order'd that he Secure Soe much of the Estate of *John White* as is in his possession till next County Court held at *New Kent*, who are dispose of y^e Same According to Law

Young vs
Renett Refference Continued Betweene *Vincent Young* & *Jonas Renett* till y^e third day Next Genn^l Court

Hansford vs
Winflow Refference Continued Betweene *Tho: Handsford* & *John Winflow* is still Continued, And it is Order'd that the Estate of the said *Winflow* which was Attached by *Hansford* doe Remaine in the sheriffs Possession vnlesse *Winflow* give Security

Viccars Land
Land Vpon Petiçon of M^r *Tho: Viccars* It is Order'd that he have Seven yeares time Granted him for the seating 1280 Acres of Land in *Rappahanock* River

Smith Land
Land Vpon Petiçon of L^t Co^{ll} *John Smith* Majo^r Jn^o *Lewis* Cap^t *Phill Lightfoote* M^r *Tho: Royston* & M^r *John Buckner*, It is Order'd that they have Seven yeares time Granted them for the Seating of 10000 Acres of Land in *New Kent* County

Afternoone

Afternoone

THE Same Court Continued (only Mr Bray)

Hone vs Wyatt

Judgment is Granted Major *Tho: Hone* Against Major *W^m Wyatt* (as Affigne of Co^{ll} *Rob^t Wynn* for payment of Two Thousand pounds of tobacco and Caske wth Cofts Sute noe Ececucon till the laft Day of *November* Next

Co^{ll} *Beale*

Duncomb vs

Collier

In the Difference Betweene *Johana Duncomb* & L^t Co^{ll} *Collier* Vpon Appeale from *New Kent* County Court being Examined *It is Ordered* that the Order of *New Kent* be made void And that the faid L^t Co^{ll} *Collier* pay vnto the faid *Johana Duncomb* fower Thousand pounds of Tobacco & Caske being due for Rent wth Cofts Sute, Noe Accounts nor bills is to be Allowed & Difcompted but what were Assigned to the Said *Collier* before the date of the Leafe/

ffarrell Fine

Rem^d

Vpon Petiçon of Cap^t *Hubert ffarrell* for the Remitting of a fine Layd on him by an Order of this Court, *It is Order'd* that the Said fine be taken off.

Anderson vs

Boates

W^m Anderson hath nonSuite Against M^{rs} *Ann Boates* the Declaraçon not being duely Entred, *It is order'd* that the Said M^{rs} *Boates* pay vnto the Said *W^m Anderson* Damages According to Act wth Cofts Sute als ex.

The Ninth of March 1675/6

[present]

GOVERNO^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Tho: Swann* Co^{ll} *Tho: Beale* *Tho: Ballard* Esq^r Co^{ll} *Jas: Bridger* Co^{ll} *Phill Ludwell* Dep^{ty} Sec^r *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole* *Tho: Bowler* Esq^r

Mr *Ralph Wormely* Sworne Councello^r

Mitchell vs

Dromond

W^m Mitchell Servant to Mr *W^m Dromond* Petiçonning to the Court for his freedome & p^rducing an office Indenture which being Thoroughly Examined and M^{rs} *Watson* declareing in Court that she kept the Indenture about three yeares *It is Order'd* that the Said *Mitchell* be free and that Mr *Dromond* pay him Corne & Clothing According to the Custome of the Country.

Lee vs

Sherwood

Geo: Lee Sueing Mr *Sherwood* as Attorney of Cap^t *Edw^d Gosling* for an Account of three hoggfheads of Tobacco Shipped on board the faid Cap^t *Goslings* Shipp for holland. *It is Order'd* that the Said Mr *Sherwood* keepe of the Said Cap^t *Goslings* Estate in his hands to the value of ffifteene pounds *Sterling* for the Satisfacōn of the Said *Geo: Lee* his claime with damages and Cofts vntill next Court.

Bews will

p^rved

Mr *Jeffery Bew* his will p^rved in Court by the oaths of *Math Slader* and *Nico Smith* & by the deposition of *W^m Starkey* and a p^rbate Granted to *Regnalt Bew* the Execu^r And *it is order'd* that the Said *Bews* Estate doe Remaine as it now is Vntill *Math Slader* Give Good & sufficient Security to *Gloucester* County Court Such as they shall approve off, for the due p^rformance of the Said Will of the Said *Bew* and then he to be possessed thereof and the County Court is to Enquire into the Said *Sladers* managem^t of the

the Said Estate and vpon the said *Sladers* Ill managem^t of the same to Act and doe as they fhall thinke fitt and if the Said *Math Slader* Shall not within two Succeeding *Gloucester* Courts Give Such Security as they Shall Like of. then the Widdow to be Invested thereof She Giveing Security According to Law

Clayborne vs Rich^d

The Difference betweene Co^{ll} *W^m Clayborne* and *W^m Richards* is by the Request of *Richards* Referred to y^e 2^d day of Next Genn^{ll} Court.

& Covinton

Refference betweene Co^{ll} *W^m Clayborne* and *Covinton & Howarton* till y^e 2^d Day next Court

Hull vs Regart

Refference Betweene Co^{ll} *Hull* and *W^m Regart* till y^e first day next Court

Hawley

Refference betweene Co^{ll} *Hull* and *Edw^d Hawley* till y^e first day next Court.

Webb

Refference Betweene Co^{ll} *Hull* and *W^m Webb* till y^e first day next Court

Afternoone

[p^{re}sent]

GOVERNO^r Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq Co^{ll} *Ludwell* dep^{ty} Secr
Ja: *Bray* Esq^r Tho: *Bowler* Esq^r

Booker Huckle

Cap^t *Richard Booker* is Impowered by this Court to take into his poffession and Care all & Singular the Estate of M^r *W^m Huckle* decēd (more Especially his Servant) and the Same to Secure till y^e next Genn^{ll} Court where if M^r *W^m Sherwood* doe not make Appeare A noncupative will of the Said M^r *Huckles* (which he now p^{re}tends there is) Then Administra^{cion} is to be granted to the said Cap^t *Booker* on the Said M^r *Huckles* Estate.

Thorogood vs Sandford

Whereas M^r *Sam^{ll} Sandford* Obteyned Judgment in this Court in *October* last ag^t L^t Co^{ll} *Adam Thorogood* for a Certain Some of Tobacco vpon which Said Judgment an Execu^{cion} Issued Against the body of the said *Thorogood* who declares vpon his Oath that he had not p^{re}sent tobacco to Satisfie the Said Judgment but tenders other Goods According to Law for the Redemption of his said body from the said Execu^{cion} Amongst which were a p^{ar}cell of Horfes & Mares which *John Sandford* (brother & Attorney of *Sam^{ll} Sandford*) did Accept of and tooke by Appraizement to the value of the said Debt, and did voluntarily give order to the sherriffe to give vpp the said Execu^{cion} & himself gave a Receipt in full on the back of it, as Appeares to this Court by Confession of the said *Sandford* And Whereas the said *Sam^{ll} Sandford* hath now Sued the Said L^t Co^{ll} *Adam Thorogood* to this Court for Damages vpon p^{re}tence that by y^e Said *Thorogoods* Declareing on his Oath that he had not tobacco, he was forced to take those Goods offered to his great damage which this Court haveing fully heard and well Weighed are of Opinion (*Nemine Contra dicente*) that the takeing the said Horfes and Mares According to the Appraizement and Giveing Discharge on the back of the Execu^{cion} were not forced but Voluntarie Ac^{co}ns by the said *Sandford* and that there Appeares noe Cause of Ac^{co}n and hath Accordingly Granted Nonfuite to the said L^t Co^{ll} *Thorogood*. It is therefore Orde^d that the said *Sandford* pay damages According to Act with Co^{sts} Sute

From

From which Order the said *Sam^{ll} Sandford* Appeales to this
 p^{se}nt Affembly M^r *Tho: Tilly* Enters himself security for M^r
Sandford to p^{se}cute & Cap^t *Rob^t Bray* Security for L^t Co^{ll} *Thoro-*
good to Answer/

The 10th day of *March* 1675/6

[p^{se}nt]

GOVERNO^r S^r *Hen: Chicheley* Kn^t Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq^r Co^{ll}
Bridger Co^{ll} *Ludwell* Dep^{ty} Se^cr L^t Co^{ll} *W^m Cole* Tho: *Bowler* Esq^r *Ralph Wormely*
 Esq^r

Hodge vs
Whittinton

Attachm^t is Granted *Rob^t Hodge* Against the Estate of M^r
W^m Whittington (he being Returned *non Est Inventus* by y^e
 Sherriffe) for w^t Appeares Justly due next Court, where y^e Attach-
 ment is to be Returned for Judgment

Wadding
Haybeard

Refference betweene M^r *Ja: Wadding* & Major *Rich Haybeard*
 till y^e 3^d day next Court

Roane p^o Land

Cap^t *Rob^t Beverly* is Impowered to officiate as the Kings Attorney
 Genn^{ll} this p^{se}nt Court

Charles Roane hath Order for Six hundred acres of Land in
Gloucester County form^{ly} Granted to Major *Rich Lee* & by him
 Lapsed for want of Seating Ent Rights According to Custome,
 Cap^t *Rob^t Beverly* doth on the said Major *Lees* behalfe afirme that
 y^e land is not Lapsed, and Enters Caveat.

Barnard vs
Horton

Whereas at the last Gen^{ll} Court there was an Order past for the
 Surveying and Laying out the land in Difference betweene M^r
Richard Barnard and M^r *W^m Horton* and by Reason of these dan-
 gerous times it Could not be Executed *It is Order^d* that the former
 Order be still Continued & Renewed and that the p^{ro}ceedings be
 Returned to y^e f^d day next Genn^{ll} Court

Hill vs Good

The Difference betweene *Tho: Hill* and *John Good* is by the
 Consent of both p^{ar}ties Referred to the Determination of *Rowland*
Place Esq^r

Page vs
Watkins
Sherwood vs
Sherriffe

Refference Betweene M^r *Jn^o Page* as Atto: of _____ and y^e
 Ext^{rs} of M^r *Watkins* to y^e f^d day of next Genn^{ll} Court/

M^r *W^m Sherwood* Assigne of *John Hurd* hath Order Granted
 Against the Sherriffe of *Middlesex* County for y^e Nonappeareance
 of M^r *Xper Robinson* for what Appeares Justly due Next Genn^{ll}
 Court, in Case the said M^r *Robinson* doth not then Appeare

Harrison vs
Celey

M^r *Barnaby Kerney* M^r *Allen* & M^r *Reade* are Appointed to
 Audite the Accounts betweene M^{rs} *Abigall Harrison* as Extrix of
Jn^o Harrison De^{ce}d & M^r *Tho: Celey* & Report to the Afternoone

Afternoone

[p^{se}nt]

GOVERNO^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll}
Bridger Co^{ll} *Phi^{ll}* *Ludwell* dep^{ty} Se^cr *Rowl^d Place* Esq^r *Ralph Wormeley* Esq^r
 Tho: *Bowler* Esq^r

Bridger vs
Bartlett

Co^{ll} *Jos: Bridger* Collecto^r and on the behalf of his Ma^{tie} Sueing
Walter Bartlett vpon a bond for One Thoufand pounds *Sterl*,
 wherein he was Joyntly and Severally bound with one *Ben: Bale*
 master of the Ketch *Tryall* from *Boston* in *New England* for his
 Obfervance of the Laws & Customes of *England* and this Country,
 And

And it Appeareing that the Said *Bale* is deported this Country without Cleering, Judgment is therefore Granted against the said *Walter Bartlett* for payment of the said One Thousand pounds *Sterl* According to the bond wth Cofts, but noe Execucon to Issue till this time Twelve month/

Ord^r ag^t
New Engl^d
Veffells

Whereas it Appears to this Court that one *Ben Bale* master of a Ketch from *Boston* in *New England* hath Contrary to the Laws & Customes of *England* & this Country departed the Country without Clearing *It is therefore Order'd by this Court* that for y^e future y^e Severall Collecto^{rs} doe Imediately vpon the Arrivall of any vessell from *New England* (in these sev^l pⁱⁿcts take Care to Secure the said vessells vntill they Give Good & Sufficient Security to p^{er}form the Laws of *England* and of this Country/

Exit S^r Harry
Co^{ll} Bridger
Co^{ll} Cole Esq^r
Wormely
Shuckburgh vs
Laurence

Whereas the Difference betweene *Jn^o Shuckburgh P^l* and Major *La^r Smith* Defd^t about Accounts was the Last Gen^l Court Referred to Co^{ll} *Francis Willis L^t* Co^{ll} *Augustine Warner* and Maj^r *Rob^t Bristoll* to Examine the whole Difference & matters betweene them who doe make Report to this Court vnder their hands that there is due vnto the P^l from the defd^t thirty two pounds Tenn shillings & three pence *sterling*. *It is Order'd by this Court* that the said Report be Confirmed, And Judgment is Accordingly Granted to the said *John Shuckburgh* Against the said *Laurence Smith* for payment of y^e said Some wth Cofts Sute/

Jones vs
Hawkins

Whereas the Difference betweene *Geo: Jones* and *Haslewood P^l* and Cap^t *Thomas Hawkins* defd^t about *Lucas* his land was Referred by *Rapp^a* Court to this and the said *Jones* and *Haslewood* not haveing petitioned Against the said *Hawkins* in any forme The Cause is therefore Dismissd and *Jones Order'd* to pay damages According to Law to y^e said Cap^t *Hawkins* wth Cofts Sute/

The 11th of March 1675/6

p^{re}sent

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Beale* Tho: *Ballard* Esq^r Co^{ll} *Phill Ludwell* Dep^y
Se^cr Ja: *Bray* Esq^r *Rowl^d Place* Esq^r L^t Co^{ll} *W^m Cole*

Mr *ffra: Kirkmans* will p^{ro}ved in Court by the oath of Cap^t *Tho: Pate* and a p^{ro}bate is Granted to *Sarah* the Executrix and y^e Will Order'd to be Recorded/

The Hono^{ble} Governo^r faying to Mr *Bland* in Court that he is and shall be Suspended from his office of Collector the said Mr *Bland* Replied he would not take notice of any Suspension but would Act in his office Notwithstanding

Bridger vs
Bland

Whereas the Last Court Mr *Giles Bland* was Required to p^{re}sente and p^{ro}ve his Affertions Against Co^{ll} *Jo: Bridger*, sett downe in a Letter to the Hono^{ble} Commiffioners of the Custome house in *England*. It now Appears that the said Mr *Bland* hath Injustly Charged the said Co^{ll} *Bridger*. *It is Order'd y^t y^e Sute* be dismissd wth Cofts/

Harrifon

*Harrison vs
Cely*

Whereas the Difference betweene M^{rs} *Abigall Harrison* P^{lt} and M^r *John Cely* defd^t about Accounts was Referred to M^r *Barn: Kerney* & M^r *Arth Allen* to Audite the Accounts betweene them who Returne their Report to this Court that the P^{lt} is debt^r to the Defd^t Sixteene hundred fifty seven pounds of tobacco and Caske the Sute is therefore difmift/

*Minge vs
Bowler*

Whereas the laft *James Citty* County Court M^r *Ja: Minge* Obteyned An Attachm^t Against the Estate of *Tho: Bowler* Esq^r and the Sherriffe haveing Attached Severall hoggsheads of Tobacco It is Order'd that the Tobacco be . . . Giving security According to Law for the Anfwering the said M^r *Minge* at next *James Citty* County Court.

Bland vs Bland

The Difference betweene M^{rs} *Bland* & M^r *Giles Bland* is Referred till *Saturday* next/

The 13th March 1675/6

[p^{se}nt]

GOVERNO^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq^r Co^{ll} *Phill Ludwell* Dep^{ty} Se^cr *Ja: Bray* Esq^r L^t Co^{ll} *W^m Cole*

*ffulcher vs
Bland*

Cap^t *Tho: ffulcher* hath Order Against M^r *Gyles Bland* to be paid for five days Attendance at Towne & for two days Comeing & two days Goeing According to Act of Affembly/

*Kerney vs
Bland*

M^r *Barn: Kerney* hath order Against M^r *Giles Bland* to be paid for five days Attendance at Towne & for two days & for two days Comeing and Goeing According to Act of Affembly/

*Crimes vs
Walkelate*

M^r *W^m Crimes* Complaineing to this Court Against M^r *Jos: Ingram* M^r *W^m Walkelate* & M^r *Gregory Walkelate* for forceably Compelling from him a bond of twenty pounds sterl & for forceably takeing from him one Gunnie & Nine shillings Six pence and alfoe for beateing Affaulting & Scandalizing him y^e said *Crimes* which being throughly Examined This Court doth order that the said *Crimes* bond be forthwith Delivered vp in Court & Cancelled & what money was taken away from him to be delivered in Open Court and that the said M^r *W^m Walkelate* & M^r *Gregory Walkelate* Ask the said *Crimes* forgivenesse & pay vnto the said *Crimes* all Cofts

*Mathews vs
Saffin*

Nonfuite is Granted M^r *Tho: Mathews* Against *John Saffin* the Declaracon not being duly Entred wth damages According to Act wth Cofts Sute/

*Mathews vs
Saffin*

It is Order'd by this Court that all further p^{ro}ceedings be Suspended vpon a Judgment w^{ch} M^r *Tho: Mathews* Obteyned Against M^r *John Saffin* till next Gen^{ll} Court/

Pannell p^r L^d

Vpon Peti^{con} of *Tho: Pannell* It is Order'd that he have Seven yeares Liberty for y^e feateing of two p^{ar}cells of Land in *Rappahanock*

Afternoone

[p^{se}nt]

GOVERNO^r &c. Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq^r Co^{ll} *Bridger* L^t Co^{ll} *W^m Cole* *Ralph Wormely*

Newell

*Newell vs
Waters*

In the Difference betweene Mr *Rich^d Littlepage* Attorney of the Adm^r of *Jonā Newell* Deēd and Mr *Jn^o Waters* vpon an Appeale from *New Kent* County Court and by Reason the said *Waters* doth not Appeare to Answer the said *Littlepage*, *It is therefore Order'd* that the Order of *New Kent* be made void, And Judgment is Accordingly Granted Against the said *Waters* for payment of ffifteene hundred & sixty pounds of tobacco & Caske wth Cofts/

*Macon vs
Milles*

In the Difference Betweene Mr *W^m Macon* P^l and Mr *Hen: Miles* defd^t vpon an App^{le} from *Nanzemond* County Court being fully heard, *It is Order'd* by this Court that the Order of *Nanzemond* County Court be Confirmed & y^e P^l to pay damages to the Defd^t as in Cafe of Appl^s wth Cofts/

Ord^r ag^t Bigg

Whereas *John Bigg* was Sum^{on}^d to *Lower Norfolk* County Court, as an Evidence to y^e Will of Mr *Porter* where the said *Bigg* Refuseing to give Evidence vpon Oath for y^e p^{ro}veing y^e said Will wherevpon the Court Order'd that the said *Bigg* should be Comitted to prifon, *This Court have thought fitt and doe Order* y^t y^e Said *Jn^o Bigg* doe Remaine in prifon vntill he give in his Evidence Vpon his Oath to the said Will, and that the p^{ro}bate Granted at *Lower Norfolk* Court be Allowed security being Given to that According to Law/

*Mills vs
Macon*

The whole Difference of Accounts and all other matters & Cofts of Sute betweene Mr *Hen: Milles* P^l & Mr *W^m Macon* Defd^t is Referred to L^t Co^{ll} *Jn^o Lear* Major *Tho Milner* & Mr *Barn: Kerney* to Examine the Same and their Result to be a finall determina^{on} which is to be done on y^e laft of *may* next or any time betwixt this and then/

*Ord^r vs
Bowzee Negro*

Tony Bowze Negro late Serv^t to Major *Genn^{ll} Bennett* Deēd Peti^{on}ing to this Court for his freedom, and p^{ro}duceing a note vnder his said Masters hand wherein it Appeareing that he is to pay 800^{ll} of tobacco yearely & to be at Liberty *It is Order'd by this Court* y^t the Said Negro Give Security for payment of 800^{ll} p^{ro} Annum dureing his life from his masters deceafe & that he yearely give Security & payment of the fame.

*Goodrich p^{ro}
L^d*

Co^{ll} *Tho: Goodrich* hath Seven yeares Liberty Granted him for the Seateing of Two Thoufand Two hundred Acres of Land in *New Kent* County

*Cheefman vs
Smith*

Cap^t *Edm^d Cheefman* Complaining to this Court Concerning a former Order of this Court Granted to L^t Co^{ll} *John Smith* attorney of Mr *Tyler* of *London* wherein the Said *Cheefman* was Awarded to pay all Such tobacco as were due from the Said *Cheefman* to the Said *Tyler* by the Curtesie of *England* wth Cofts of Sute and the Said *Cheefman* Alleading that indeed he had Re^{ce}ed noe Such Tobaccos due to the Said *Tyler* but on the Contrary L^t Co^{ll} *Jn^o Smith* had Received at Least 2000 ^{ll} of tobb more then was due to the Said *Tyler* it being Rents of Said Land due before the said *Tylers* Claime thereto. *This Court doth therefore Order* that all Accounts of Cofts Sute and Charges betwixt the Said *Smith* as Attorney afore^d and Cap^t *Cheefman* be Equally ballanced & difcharged by the Tobacco Soe Received by the Said *Smith*.

The

The 14th of March 1675/6

[present]

GOVERNO^r Co^{ll} Bacon Co^{ll} Swann Tho: Ballard Esq Co^{ll} Jas Bridger Ja: Bray Esq L^t Co^{ll} W^m Cole Tho: Bowler Esq^r

*Crimes vs
Walklate*

It is Order'd that M^r W^m Walklate and M^r Gregory Walklate pay Vnto M^r W^m Crymes ffifteene hundred pounds of tobacco & Caske which is in full of the Cofts in a Difference Betweene them

*Exit Co^{ll}
Bridger Co^{ll}
Cole
Reeves vs
Smith*

Refference is Still Continued Betweene Henry Reeves and Smith till the Third day of the next Genn^{ll} Court, where if Smith doth Appeare then Judgment is to passe for Default Cap^t Rob^t Beverley doth Engage to Answer the next Court as fully as if the Said Smith were present

Elliott vs Todd

In the Difference betweene M^r W^m Elliott & Cap^t Tho: Todd about a Certaine Condiçion about mill, And it Appeareing to this Court that the Said Cap^t Todd hath not performed the Condiçion It is therefore Ordred by this Court that the Said M^r W^m Elliott have the mill at five Thousand pounds of Tobacco Cheaper then he hath Sold the said mill or that he pay the Said M^r W^m Elliott five Thousand pounds of tobacco with Cofts Sute

Afternoone

[present]

GOVERNO^r &c Co^{ll} Bacon Co^{ll} Tho: Beale Tho: Ballard Esq^r Ja: Bray Esq^r Tho: Bowler Esq^r

Barrett p L^d

Vpon Petiçion of James Barrett It is Order'd that his Land in Surrey County be by the Surveyor of that County in the presence of the neighbourhood Surveyd & Layd out According to the Ancient Known Reputed bounds thereof

*ffarrell vs
Wynn*

Whereas Cap^t Hubert ffarrell as marrying dorothy the daughter of Co^{ll} Tho: Drew dec'd Comenced his Acçon Against M^{rs} Mary Wynn Executrix of the laft Will & testament of Co^{ll} Rob^t Wynn deced who was one of the Executors of the Said Co^{ll} Drew for Such of the Estate of the Said Co^{ll} Drew as was Rec'd by & in the hands of the Said Co^{ll} Wyn And whereas at the laft Genn^{ll} Court L^t Co^{ll} Edw^d Hill, M^r Ja: Minge. M^r Tho: Blayton & M^r Ja: Biffe were Appointed to Examine the Accounts Exhibited who have Returned their Auditt to this Court And now Vpon heareing the whole matter And the Court haveing Considered the Act of Assembly Concerning Orphants Estate, It is therevpon Order'd that the f^d M^{rs} Mary Wyn as Executrix aforefaid doe pay to the said Cap^t Hubert ffarrell the fume of Twenty Thousand Seven hundred fourty Six pounds of tobacco & Caske & a Gold Ring (which did belong to the said Cap^t ffarrells wife) being found due and Received by the said Co^{ll} Wynn as one of the Executors in trust of the said Co^{ll} Drew wth Cofts Sute als ex

Exit Ex Corp

*Griffith ab^t
Land*

Whereas Leroy Griffith had Given him by M^r Abra: Moone by deed five hundred Acres of Land out of his devident of 2500 Acres which

which said Land was Confirm^d by M^r *Curtis* who marryed the said *Moones* Widdow and the said *Griffith* Petitioning to have his Land Lay out, *It is Order'd* that the surveyor of that County Survey and Lay out the said Land of the said *Leroy Griffith* (at his owne Coft and Charge) According to the aforefaid Deed, and he peaceably Enjoy the Same/

Randall Refference betweene *John Randall & Cha: Debnam* to the third Day next Genn^l Court

Debnam
Diggs Walker Refference betweene M^{rs} *Diggs* Against Major *Tho: Walker* to the third day next Gen^l Court

West Major *John West & M^r Cha: Scarbrough* hath order for fower hundred Acres of Land on the *Westerne* Islands in *Accomack* County formerly Granted to M^r *Ambrose White* & by him deserted Enttring Rights According to Cuftome/

Holland p
L^d *Richard Holland* hath Order for Six hundred Acres of Land in *Accomack* County formerly Granted to Cap^t *Dan^l Penfe* & by him deserted Enttring Rights According to Cuftome/

Robins p L^d *Edw^d Robins* hath Order for five hundred Acres of Land in *Accomack* County formerly Granted to Cap^t *Jn^o Robins* & for want of Seating by him Deserted Ent Rights According to Cuftome

The 15th March 1675/6

[p^lent]

GOVERNO^r &c Co^l *Bacon Tho: Ballard Esq^r Co^l Tho: Swann Ja: Bray Esq^r Tho: Bowler Esq^r*

Weldon vs M^r *Sam^l Weldon* hath Order Granted Against the Sherriffe
Sherriffe County for the Nonap^{pe}ance of *Ja: Crabtree*, (he being Returned Arrested and noe Security taken) for what App^s Justly due next Court in Case the Sherriffe Cause not the Case [said] *Crabtree* then Ap^{pe}

Co^l Ludwell The Difference Betweene M^r *Rich^d Hill P^l* and M^r *George Lee*
Hill vs Lee Defd^t is Referred to A Jury to Enquire into the Damages

Tite vs *It is Order'd* that *Cha: Somerville* of *Rappahanock* Appeare the
Somerville first day of the next Genn^l Court to Answer the Complaint of *Mary Tite* and that the Sherriffe take Good Security for the said *Somerviles* Appeareance

Wormely vs Judgment is Granted L^t Co^l *Xper Wormely* Against M^r *Geo*
Jones *Jones* for payment of one hundred pounds Sterl and Tenn Thoufand pounds of tobacco & Caske According to Specialty wth Cofts Sute Butt vpon Request of the said *Jones* An Injunction in Chancery is Granted till y^e 3^d day next Genn^l Court

ffenford vs The Difference Betweene *Tho ffenford P^l* and *Smith*
Smith def^t vpon an Appeale from *Lower norfolk* County Court about Land is Referred till y^e 4th day of the next Genn^l Court where if the Defd^t Appeare and make oath that he Entred Rights wth *Chichester* the Surveyor for y^e Land in Difference Than then he is to have the Same

Gatly vs Refference betweene *Nico Gatly* and Cap^t *Hubert ffarrell* till
ffarrell 3^d Day of the next Genn^l Court where *Gatly* is to Appeare.

Afternoone

Afternoone

[Present]

GOVERNO^r &c S^r Hen: Chicheley Kn^t Co^{ll} Bacon Co^{ll} Swann Co^{ll} Beale Tho:
Ballard Esq^r Co^{ll} Jos: Bridger Co^{ll} Ludwell dep^{ty} se^{cr} Ja: Bray Esq^r L^t Co^{ll}
W^m Cole Tho: Bowler Esq^r

Weldon vs
Greene

Attachment is Granted M^r Sam^l Weldon as Attorney of Cap^t
ffoster Against the Estate of Ralph Greene for payment of One
hundred & Eleven Pound Tenn Shillings *sterl* (the Sherriffe making
his Returne *Non est Inventus*) Returnable to the next Court for
Judgment/

Exit S^r Harry
Esq^r Ballard
Arreskin vs
Kirton

William Arreskin Gent for the Lord p^rprietor^s of the Northerne
Pattent haveing brought his Ac^con Against Thomas Kirton Gent
the former Agent for the Lord p^rprietor^s and Complaineing to this
Court that the said Kirton hath for Severall yeares past Received
the Quitt Rents Arrears of Rents Compositions and other Issues
and p^rfits Issueing out of the Tract or Territory of Land lying
betweene the Rivers of Rappahanock and Potomack in this
Colony and that the said Kirton hath not made any Returns or
payment of what he hath Re^ced Although Often Demanded to
which enforced the Said Arreskin to Comence his Sute. And the
Said Kirton now Appeareing to Answere the Same p^rduceth an
Account which being to Long for the Court to Examine Every
Article *It is therefore Order'd* by the Consent of both p^rties that
Co^{ll} W^m Travers Major Griffin, M^r David Porter, and M^r Tho:
Hobson or any three of them be Auditor^s of the Said Account
and doe on the third day of Aprill next meete at the house of
Co^{ll} W^m Travers in Rappahanock County and then and there the
Said Kirton to render vpon his Oath a full true and Just Account
of what Rent or Somes of money or Tobacco which he hath
Re^ced for the Said Lord p^rprietor^s And the Said Auditor^s to Examine
all Such Account as Shall be then p^rduced and the Reasonable-
nesse of the same and make Report thereof to the second day of
the next Gen^l Court.

Areskin vs
Kirton

William Areskin Gent Attorney of S^r James Martin Kn^t and
Anth: Threthaway Gent haveing Brought an Ac^con of Account
Against M^r Tho: Kirton the former Attorney of S^r James Morton
and M^r Anth: Threthaway Setting forth that the Said S^r W^m Morton
and M^r Antho: Threthaway did heretofore intrust the said Kirton
wth a Cargoe of Goods & Severall Servants and the Severall
Somes of mony by the Said Kirtons Order Amounting to five
Hundred Twenty five L^{bs} four Shillings and One peny *Sterl*. And
that the Said Kirton had not paid any p^rt of the Some And Kirton
Now Appeareing *It is Order'd* (by the Consent and Choice of both
p^rties that Co^{ll} W^m Travers Major Griffin M^r Edw^d Porter & M^r
Thomas Hobson or any three of them be Auditor^s of the Said
Account and doe on the third day of Aprill next meete at the house
of Co^{ll} W^m Travers in Rappahanock County and then and there to
Examine the Accounts and to make Report thereof to the third day
of the next Gen^l Court and the Said Auditor^s are hereby Impowred
to Administer an oath to the Said Kirton to the Justnes of his
Account.

Royall

Royall vs Epps The order that *Henry Royall* Obtayned Against the Sherriffe of *Charles Citty* County y^e Laft Court for the payment of Eight teene hundred pounds of tobacco & Caske for the non appeareance of *Jer: Taylor* Cler is now Confirmed by Reafon the Said *Taylor* doth not appeare at this Court Judgment is Accordingly Granted the faid *Henry Royall* Against Co^{ll} *Epps* Sherriffe of the faid County for payment of the faid Some wth Cofts Sute.

Hill vs Lee Whereas the Difference Betweene *Richard Hill* P^{lt} and *Robt Lee* def^t was Referred to A Jury who Return their verdict that they find for the P^{lt} Three Thousand five hundred pounds of tobacco & Cafq the Juries Virdict is Confirmed and Judgment is Accordingly Granted to the p^{lt} *Rich: Hill* Against the Defd^t *Robt Lee* for payment of the above Said Some wth Cofts Sute Noe Execucon to Iffue till the 10th *Nob^r* Next.

Auftin vs Spring The whole matters and Defferences betweene Mr *Sam^{ll} Auftin* & Mr *Tho: Barber* P^{lts} and Mr *Robt Spring* Defd^t is Referred to Co^{ll} *Bacon Tho: Ballard* Efqr and L^t Co^{ll} *W^m Cole* who are Defired to Examine the Same on *fryday* next and Report to this Court on *Saturday* morning.

Collins vs ffisher In the Difference betweene *Math: Collins* and Mr *W^m ffisher* vpon an Appeale from *James Citty* County Court being heard It is orde^d that the order of that Court be made void and the order of *new Kent* Court Concerning the Eftate of One *Reader* is Confirmed to the faid *Collins*

The 16^o March 1675/6

[S^{ent}]

GOVERNO^r &c Co^{ll} *Bacon Tho: Ballard* Efqr Co^{ll} *Ludwell* Dep^{ty} Secr *Ja: Bray* Efqr *Tho: Bowler* Efqr.

Jones vs Preston Refference is Granted till the third day of next Genn^{ll} Court betweene *Rich Jones* & *Henry Preston* Edward *Harrifon* Alleading that an Assignem^t which Concerns y^t matter is in the hands of *Majo^r Epps* & he on the Countries Service.

Robinfon vs Scarburgh *Tho: Robinfon* hath Order Against *W^m Scarburgh* for four dayes Attendance at Towne and two dayes Comeing to Towne and Two dayes Goeing from towne being Somon^d in a Difference betweene the faid *Scarburgh* and Mr^s *Tatem*

Afcough p L^d *John Afcough* hath Order to take vp and Pattent what waft Land is betweene y^e Land of *W^m Brereton* and *Phill Watkins* on the North Side *Mattapony* River Ent Rights According to Cufstome

Co^{ll} *Beale*
Co^{ll} *Cole*
Hancock vs Huberd The Difference betweene *Majo^r John Hancock* P^{lt} & *Rich Huberd* Def^t vpon an Appeale from *Nanzemond* County Court is Referred to the next County Court of *Nanzemond* to Examine & Review the whole matters betweene them and paffe Judgment as they fhall thinke fitt.

Wyatt vs Eyres The Difference betweene *John Wyatt* Jun^r Attorney of *Tho: Parker* and Mr^s *Jane Ayres* is difmift

ord^r *Newells*
Eft. L^t Co^{ll} *W^m Cole* *Majo^r John Page* & Cap^t *Robt Beverly* or any two of them are Appointed to Examine the whole Accounts Concerning the Eftate of *Johna: Newell* Deced and Audite and an Account of the Same is to be brought to next Court.

Lumkin

*Lumkin vs
Travis*

The Difference betweene *Jacob Lumkin & Co^{ll} W^m Travers* as Attorney of M^{rs} *Eliz: Pickis* Admx of *Jofias Pickies* deçed is Referred to *Tho: Bowler Esq^r Major Griffin Cap^t Morrice & M^r Thomas Gouldman* to Examine & State the Accounts betweene them (at Such time as they Shall appoint) And *It is Order'd* that the Said *Lumkin* doe then vpon his Oath deliver to the Said Co^{ll} *Travers* all Such papers as doth belong to the Estate of the Said *Pickis* and that the Report be Returned to the next Genn^{ll} Court and that *Lumkins* give a Copy of all papers to the Said Co^{ll} *Travers* at Leaft a month before the Gentlemen meete.

Afternoone

[present]

GOVERNO^r &c Co^{ll} *Bacon Tho: Ballard Esq^r Co^{ll} Ludwell Dep^{ty} Secr Ja: Bray Esq^r Rowland Place Esq^r Rlaph Wormeley Esq^r*

*Spratt
Corbett
Harlow vs
Whitby*

Hen: Spratt Enters a *Caveat* for an Extent Against the Land of *John Corbett* in *Lower norfolk*.

Vpon the Request of *W^m Whitby* he hath Liberty Granted him till next Court to Search the Records to discover what papers he Can in the Difference betweene M^r *John Harlow* and his ffather, but this is to be noe barr to the said M^r *Harlows* Claime for an Extent Against the said *Whitbys* Land and *It is Order'd* that the purchasurs of the said Land doe not p^{rt} with any tobacco out of their hands and that there be noe waft Comitted vpon the said Land, Vntill this Difference be Determined

Smith Land

Vpon the Peticon of L^t Co^{ll} *Xper Wormely* As Attorney of Major Genn^{ll} *Rob^t Smith* *It is Order'd* that Seven yeares Liberty be granted for the feating of 1900 Acres of Land in the ffreshes of *Rappahanock River*/

Randolph L^d

M^{rs} *Judith Randall* Peticoning to this Court that M^r *Hen: Randolph* her Deced Husband was at the time of his death Seized of about one thoufand or Twelve hundred Acres of Land in *Henrico* County which She now Liveth vpon, and that there is no pattent to be found in the Records for the said Land and that the poffeffion and pffitt of the Said Land was by the will of her deçed Husband Devifed to her dureing her Life *It is Order'd by this Court* that An Able Surveyor Survey the said Land (Rights being Entred According to Law, and that a pattent be Granted vpon the Survey in the name of *Hen: Randolph* Sonn & heir of the said Deçed, And *It is orde'd* that the Said M^{rs} *Judith Randolph* Enjoy the said Land According to y^e will of the Deçed wth the Mills and pffitts thereof

*Littleton vs
Savage*

It is Order'd that Cap^t *Jn^o Savage* pay Vnto Cap^t *Southey Littleton* five hundred pound of tobacco & Caske being for a Survey made by Order of this Court/

*Warner vs
Warner*

Judgment is Granted L^t Co^{ll} *Augustine Warner* Against Cap^t *Jn^o Warner* for payment of Six pounds five shillings *Sterl.* wth Cofts Sute, It being for a Tearce of Wine drank out in the Said *Warners* shipp, the Said *Warner* Appearing by his Attorney, M^r *W^m Dromond*/

Wyatt vs fford

Whereas the Difference betweene Major *W^m Wyatt* & *Peter fford* about Land hath been Long determined by an Able Jury and

and Surveyor appointed by this Court, and the said *Wyatt* Now Petitioning to this Court that The Said Land may by an Able Jury of the Neighbourhood & Surveyor Appointed be once more Survey & Layd out ptending that there was a Great Miftake in the former pceedings by Reason Co^{ll} *Rob^t Abrahalls* pattent was not pduced, and the Said *Wyatt* Offerring in Court to give good security (that if he doth not make void all the former pceedings) to pay all Cofts & damages of the former pceeding and what Cofts & damages fhall hereafter arife *This Court have therefore thought fitt & doe Order* that An Able Jury of the Neighbourhood (to be Appointed by *New Kent* Court) in Company of Co^{ll} *W^m Claiborne* Cap^t *W^m Mofeby* & Cap^t *George Morris* Surveyors or any two of them the day of next doe Survey & Lay out the Land in Difference them, According to their pattents & that all pattents Conveyances & other Writeings Concerning the difference be pduced to them More Efpecially Co^{ll} *Abrahall* pattents who is Orderd to pduce them

The 17th March 1675/6

[p^lent]

GOVERNO^r &c. Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Bridger* Co^{ll} *Ludwell* Dep^{ty} Se^cr *Ja: Bray* Efqr *Tho: Bowler* Efqr

Diggs vs Weaver The Whole Difference betweene M^{rs} *Elizabeth Diggs* Extrix of *Edw^d Diggs* Efqr and W^m *Weaver* Vpon an Appeale from *Yorke* Court is Referred back to *York* Court to Reexamine the Said Difference betweene them and make Report to the next Genn^{ll} Court.

Rogers vs Kay The Difference betweene *Christopher Rogers* & W^m *Kay* vpon an Appeale from *Stafford* County Court, is Referred back to *Stafford* Court to Reexamine the Difference betweene them & make Report to y^e Next Genn^{ll} Court

Kirkman vs Newell M^{rs} *Sarah Kirkman* the Relict of M^r *ffra: Kirkman* Deced Petitioning to this Court Shewing that She Obtained An Attachment Againft the Eftate of *David Newell* for payment of Seven Thoufand pounds of tobacco and Caske and that the Sherriffe of *James Citty* County made Returne to the laft County Court of the Attachm^t that he had Seized what Goods did Remaine after he was Satisfied (the Said *Newells* Eftate being then Seized for a debt due to the Said Sherriffe) and that the County Court would not paffe Judgment Vpon the Attachment, *This Court have thought fitt & doe Order* that the Attachment be Confirmed And Judgment is Accordingly Granted the Said M^{rs} *Sarah Kirkman* Againft Soe much of the Eftate of the Said *David Newell* as doth Remaine when the Sherriffe is Satisfied his Juft dues And hath Judgment likewise Granted her Ag^t Soe Much of the Said *Newells* Eftate where She Can find it as will Satisfie the Remainder of her Said Debt. It Appeareing due by two Specialtys Vnder the Said *Newells* hand.

Efqr *Ballard*
Co^{ll} *Cole*
Efqr *Place*

Spier

Speir p L

Mr *John Speir* hath Order Granted to take up & Pattent about Six hundred Acres of Land in *Nanzemond* County formerly Granted to *Geo: Abbott* and by him deferted Enttring Rights According to Cuftome.

*Butt vs
Robinson*

In the Differrence Betweene *Hen: Butt P^t & W^m Robinson* Defd^t vpon an Appeale from *Lower Norfolk* County Court being fully heard It Appeares that the Said *Butt* had a Juft Caufe to Appeale for that the Said *Robinson* hath vnjuftly Charged the Said *Butts* for fees Contrary to the A^ct of Affembly *It is therefore order'd* that the Said order be made void and that in full of that order y^e faid *Butts* pay vnto the Said *Robinson* three hundred Seventy eight pounds of tobacco & Caske & that Mr *Robinson* pay Cofts.

*Munger vs
Taberer*

The Differrence betweene *Mary* the Reli^ct of *Jⁿ Munger* De^ced and Executrix of *Edw^d Bushell* De^ced P^t and Mr *Tho: Taberrer* Defd^t Adm to the faid *Munger* is by the confent of both P^ties Referred to the finall determinacon of Co^{ll} *John Washington* & Major *Tho: Milner*

Afternoone

[p^tent]

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Ludwell* Dep^{ty} Secr. L^t Co^{ll} *W^m Cole* Ja: *Bray* Elq^r *Tho: Bowler* Elq^r

*Thorogood vs
Sandford*

The Differrence betweene L^t Co^{ll} *Adam Thorogood* P^t and *Sam^l Sandford* Defd^t is by Request of the Defd^t Referred to the Affembly.

*Peale vs
ffroderfham*

The Differrence betweene Mr *Malachy Peale* P^t & Mr *John ffroderfham* defd^t about Accounts is Referred to Co^{ll} *Spencer* L^t Co^{ll} *Washington* Major *Allerton* & major *Rich Lee* or any two of them to Examine the Differrence betweene them and their Award to be A finall determinacon by the Confent of both P^ties the Gentlemen to meete at Such time as they Shall Appoint to be at least five dayes before the next County Court, who are to Iffue Execu^con Against the Eftate of the Said *ffroderfham* and that the Judge of the Court or Coroner of the County Execute the Same and *ffroderfham* pay Cofts.

*Westerhouse vs
Stringer*

In the Differrence betweene Mr *W^m Westerhouse* P^t and Co^{ll} *John Stringer* Attorney of Mr *Hugh Stone* Defd^t Vpon an Appeale from *Northampton* County Court being fully heard, *It is Order'd* that the Order of that Court be Confirmed and that the Said P^t pay vnto the Defd^t fifty pounds *Sterl* According to the Contents of that Order, but noe Execu^con to Iffue vntill Co^{ll} *Stringer* make Appeare that the faid *Stone* is now Liveing and if the Said *Stone* be not alive and died before this day then this Judgment to be void.

Kay vs Mafon

In the Differrence betweene Mr *Ja: Kay* P^t & Co^{ll} *Geo: Mafon* defd^t vpon an Appeale from *Stafford* County Court being thoroughly Examined *It is Order'd by this Court* that the Order of *Stafford* Court be Confirmed and that the P^t pay vnto the Defd^t Damages According to A^ct wth Cofts

Condemna^con

Condemnacon
Shipp *Phenix*

Whereas Co^{ll} Jⁿ^o *Stringer* hath publiqly Informed Against the Shipp *Phenix* of *Bitheford* which Arrived in *Cherry Stone* Creeke in *Northampton* County in *Virginia* about the Tenth or Eleventh of *October* last past & was there Cast away and whereof one *Leonard Haynes* was master and Comander, that Comeing in here Contrary to the Act or Acts of Parliament in that made & p^{ro}vided, the said Shipp with all her guns, Ammunition furniture Tackle & Apparrell with all goods wares & marchandizes brought in in the Said Shipp are forfeit and ought to be Condemned, which Information this Court haveing duely Weighed and Seriously Considerd and finding that the master of the Said Shipp nor any other Person thereto belonging Either, did have or Could p^{ro}duce any Cockett for her Said Loadeing or Certificate from any of his mat^{ies} Custome houses that he was Legally Cleered from any of his Said Mat^{ies} P^{ro}ts, Given any bound or had p^{ro}formed any thing which the Act or Acts of Parliament in that Case made & p^{ro}vided did and doe Oblige all people within his Mat^{ies} Dominion to Observe & doe and y^e Said *Leo: Haines* Nor any other Person Concerned in the said Shipp or Cargoe Appeareing in this Court, though thereto Strictly Orderd to make any Defense or show Good Reason why the Said Shipp & Goods &c were not forfeit & Consequently Should not be Condemned this Court (after Publiq p^{ro}clamacon made that if any Person or Persons within this Colony had any Reasons to Shew or Could plead any thing in Barr to y^e Condemnation as above Said they should Appeare & noe Person Appeareing) have therefore p^{ro}ceeded and for the Reasons aforesaid doth Condemn the Said Shipp *Phenix* wth all her goods Wares Marchandize, Gunns & all things Elce belonging to y^e Said Shipp to be Lawfull prize one third P^{ro}rt whereof belonging to his mat^{ie} one third P^{ro}rt to the R^t Honorable Governo^r and one third P^{ro}rt to Co^{ll} *John Stringer* as Informer and becaufe the Goods or Cargoe on the Said Shipp Consisted of Such Wares & Marchandizes as are Apt to take Damage by being wett wth Salt water & the Shipp being vnfortunately & Suddainely Cast away in Harbour by Storme. It was found necessary wth all possible Speed to take out all her goods & marchandize to Save it from vtter Ruine which was done but with Some damages and by which meanes the Said goods were disperfed into many hands as well to Save those that had Reced Damage by the water as to Keepe them from being purloined & to the End that his mat^{ies} due share of the Said prize might be the better and more Strictly Secured This Court have Orderd that Co^{ll} *Phill Ludwell*, Cap^t *Southey Littleton*, & Cap^t *Robert Beverly* be Appointed to goe vpon the Place where the Said goods were brought on Shoare and there make Strict Enquire into the Quantity & value of them and Alsoe what guns, Ammunition or any other Appurtenances whatsoever to the Said Shipp belonging & yett Remaineing, and in what hands have been or are yett Remaineing and hath hereby Power and Authority given them to call any Person or Persons whatsoever in whose hands they Can find any of the said Goods or marchandizes to Account for the Same and to take Such Care for the Secureing of the Said goods Vntill further Order as they shall See most Convenient. And all Persons whatsoever within this Colony that Either now have or at anytime heretofore have had any of the Said Goods wares or marchandize in his hers or theirs possession or Can Discover any Person

Persons or Persons that have had as aforesaid are hereby Strictly Charged and Required as they will Answer the Contrary vpon Paine of being p^{te}sted against as Defrauders of his ma^{tie} of his Just dues that they give a true & perfect Account to the Parties aforemen^{tioned} vpon their Oathes without any coven fraud or mentall Refervation if thereto Required of what Part of the Said goods &c they now have or at any time heretofore have had in their possession and if they have disposed of any of the Said goods to give A true & Exact Account of the Reall p^{ro}duce of them, and all Sherriffs and other officers are hereby Required to be Aideing and Assisting to the Said Co^{ll} *Phill Ludwell* Cap^t *Southey Littleton* & Cap^t *Robert Beverley* when or wherein they Shall Require it for the better putting this Order in Effectual Execu^{tion} and *It is further Order'd* that Co^{ll} *Jⁿo String* p^{ro}vide a Sufficient floope or boate to fetch the Said Co^{ll} *Ludwell* & Cap^t *Beverley* over to *Accomack* & bring them back againe, And from hence forward all Persons whatsoever are hereby Strictly p^{ro}hibited to Buy Sell truck or trade for or any wayes whatsoever dispose of any of the goods or merchandize Vnlesse Such as are Soe Apparently Damned that they will be vtterly lost by Keeping as they will Answer the Contrary at their vtmost Perill and the aforesaid Gent^l are to make division of the Said goods after valua^{tion} According to Law and Alsoe Inquire into the Charges which hath Accrewed about the Saveing of the Said goods & other wayes, which is to be deducted out of Every deviduall third Part p^{ro}portionably, the Time Appointed for the Said Gent^l to meete to be about the 20th of *Aprill* next.

The 18th March 1675/6

[p^{re}sented]

GOVERNOR &c Co^{ll} *Nath Bacon* Tho: *Ballard* Esq^r Co^{ll} *Phill Ludwell* Dep^{ty} Secr.

Hansford vs
Huberd

The Difference betweene *Tho: Hansford* & M^{rs} *Mary Huberd* is Referred to *Yorke* County Court to Determine the Difference betweene then but this Court are of the Opinion that *Rich^d Jones* Estate is not Liable to pay *Gabriell Jones* debts.

Co^{ll} *Beale*
Tillie vs Dunn

The Difference betweene *Tho: Tilley* & f^{ra}: *Dunn* vpon an Appeale from *Nanzemond* County Court being fully Examined *It is order'd* that the order of that Court be Confirmed and that the Court take good Security According to their Order *And it is further Order'd* that the Said *Tilley* Live Vpon the Planta^{tion} till this Cropp is finished.

Dennis
Salisbury

In the Difference betweene *John Dennis* P^l and *Barbara Salisbury* defd^t vpon an Appeale from *Northumberland* County Court *It is ord'd* that the Said Order of *Northumberland* Court be Confirmed vnlesse Cap^t *Robert Beverley* Vpon Stateing of the Cafe for *England* Shew good Cause for the nulling of y^e Said Order.

Munger vs
Taberrer

Whereas the Difference betweene *mary* y^e Relict of *John Munger* De^{ced} & Executrix of *Edw^d Bushell* De^{ced} P^l and M^r *Tho: Taberrer* as Adm^{or} of the Said *Munger* De^{ced} defd^t was Referred to Co^{ll} *John Washington* & Major *Tho: Milner* for a finall Determina^{tion} who hath their Award to this Court where it is Order'd that the Award be Confirmed and Recorded.

Hill

Hill vs Greene

Whereas Roger Greene did leafe to *Tho: Hill* a Plantacon Called Diggs hundred in *Charles Citty* County for ninety nine yeares as by deed dated 24th *Septber* 1673 Appeares vpon Condiçon that *Greene* Should pay Six Thoufand pounds of Tobacco on y^e 10th of *Nobr* then next and *Greene* haveing made fefault *It is therefore Orderd* that the Sherriffe of the Said County putt the Said *Hill* into the Quiett poffeffion of the Said Land According to the Leafe and that *Greene* and *Hen: May* be putt out of poffeffion & pay Cofts.

The 20th of *March* 1675/6

[pſent]

GOVERNO^R &c Co^{ll} *Bacon* Co^{ll} *Spencer* *Tho: Ballard* Efqr Co^{ll} *Phill Ludwell*
Dep^{ty} Seçr L^t Co^{ll} *W^m Cole* *Nath Bacon* Jun^r Efqr.

Burton vs
Marble

Whereas *Geo Marble* Appealed from A Judgment of *James Citty* County Court which was Granted to *Henry Burton* Against the Said *Geo: Marble* for five hundred pounds of tobacco and Caske and the Said *Geo: Marble* not pſenting his Appeale *It is therefore Orderd* that the aforeſaid Judgment of *James Citty* County Court be Confirmed & *Marble* to pay Cofts & damages According to Aæt wth Cofts Sute als ex.

Co^{ll} *Bridger*
Hill vs
Ballafton

It is Orderd tha L^t Co^{ll} *Hill* have a new Execucon Granted him vpon a Judgment which he Obteyned in *Charles Citty* County Court for Two Thouſand three hundred Seventy three pounds of tobacco and Caske Against *Tho: Ballafton*

Ireherne vs
Slader

Rich^d Ireherne hath nonſuite Granted Against *Math Slader* noe Petiçon being Entred *It is Orderd* that the Said *Math Slader* pay damages According to Aæt the ſaid *Ireherne* Liveing about fifty Miles from *James Citty*

Sherwood vs
Sherriffe

Mr *W^m Sherwood* hath Order Against the ſherriffe of *Eliz: Citty* County for the Non Appeareance of *John Hurſt* for what Appeare Juſtly due Next Court, in Cafe *Hurſt* Appeare not

Order p
Newell

Danⁱ Newell Petiçoning to this Court that is is Arreſted by Sev^{ll} pſons & for want of Bail is Cloſely Comitted in *New Kent* priſon & for want of Aire is in a pſiſhing Condiçon, and that he hath Sev^{ll} Buſineſſes & Cauſes which are & will be Depending in this Court & *James Citty* County Court, and that he may be Removed with what Cauſes are Against him. *This Court doth Order* that the ſherriffe of *New Kent* Deliver the Said *Newell* with what Cauſes are Against him to the ſherriffe of *James Citty* County. & there to Remaine in Cloſſe Priſon

Co^{ll} *Swann*
Co^{ll} *Beale*
Lewis vs
Meeres

In the Difference betweene *Steph: Lewis* P^{lt} & *Rob^t Meeres* Defd^t vpon an Appeale from *James Citty* County Court about a Servant being fully heard *It is Orderd* that the Order of that Court be made Void & that *Meeres* pay Cofts.

Tho: Ballard
Efqr L^t Co^{ll}
W^m Cole not
fitting in
Judicature

Whereas Severall Dealeings and Commerce hath been heretofore betweene Mr *Sam^{ll} Auſting* & Mr *Tho: Barber* on the one p^t and Mr *Rob^t Spring* on the other p^t And Whereas Mr *Thomas Barber* and Mr *Rob^t Spring* being together in *England* did there accompt, And whereas by an Account Currant, their drawne vp by the ſaid *Spring* Against the ſaid *Barber* he the ſaid *Spring* made the ſaid *Barber* D^r vpon ballance the Some of 358^{ll} 4^s *Ster^t* and emediate vpon that alowed to the Said *Barber* 158^{ll} 4^s for and in Conſideraçon
of

of two third *Þ*ts of the shipp *Mary* then in Equall thirds betweene the Said *Barber Spring & Oufstein*, and for the Remaineing 200^{li} *Sterl* did then Demand and take the Said *Barbers* bond of fower hundred pound for paym^t of two hundred as by the said bond & Condiçon beareing date the 14th *No^{br}* 1673, more fully & at Large Appeareth.

Co^{ll} *Bacon Genn*

And whereas It doth plainly Appeare to this Court by the fst *Springs* Acco^{ts} Before Recited, as alsoe by his Owne Confession & Acknowledgem^t that he had therein Charged the Some of 96^{li} *Sterl* for Intrest of 800^{li} at y^e Rate of Twelve *Þ* C^t *Þ* annum Notwithstanding the greatest *Þ*t thereof was paid him with fower months after the Same became first due *And whereas* the said *Spring* haveing Comenced his Sute Against the said *Barber* to y^e Court held for the County of *New Kent* the 25th Day of *November* 1675 and their Obtained Judgment Against Mr *Sam^{ll} Pustem* as Attorney of the said *Barber* for payment of 400^{li} being the Penalty for non payment of y^e 200^{li} aforefaid and taken out Execuçon vpon y^e Said Judgm^t for Releife whereof the Said *Sam^{ll} Ousten* in behalf of himself and the said *Tho: Barber*, Petitioning this Court and Complaineing that y^e above nominated 96^{li} *Sterl* *Þ*t of y^e Said 200^{li} *Sterl* due by Condiçon of the aforefaid bond was Extorted vfurie cotrary to the Statute made in y^e 12th yeare of the Raigne of our sou^{ra}ign Lowd King *Charles* the 2^d that now is Chap^t y^e 13th and p^{ro}duced the said Statute in Barr of the said bond and thereon granted And the whole matter being fully debated and the Said Statute Read & Consulted. *This Court are vnanimously of Opinion And doe Accordingly Judg:* That the said bond of 400^{li} *Sterl* for paym^t of two hundred pound *Sterl* being taken in part for Extorted vfury to the Some of 96^{li} *Sterl* Contrary to the Said Statute is therefore in it self vtterly Void *doe Accordingly Order, Judge, and Þnounce* that the Said bond of 400^{li} for paym^t of 200^{li} And alsoe the Judgment of *New Kent* County & Execution thereon Granted and all other p^{ro}ceedings therevpon be for Ever Null & Void and that the Said *Spring* pay all Cofts *alias* exec.

The 21th of *March* 1675/6

[Þsent]

GOVERNO^r &c S^r *Hen Chicheley* Kn^t Co^{ll} *Nath Bacon* Co^{ll} *Nic^o Spencer* *Tho: Ballard* Esq. Co^{ll} *Ja: Bridger* Co^{ll} *Beale* *Nath. Bacon* Jun^r Esq^r *Ja: Bray* Esq. L^t Co^{ll} *W^m Cole* Esq. Co^{ll} *Bridger*

Bland vs Bland

The whole matters and Differences betweene Mr *Giles Bland* as Attorney of Mr *Jn^o Bland* & Mr^s *Anna Bland* as Executrix of *Theo: Bland* Esq Deçed is by the Consent of both *Þ*ties Refferred to L^t Co^{ll} *Geo. Jordan* L^t Co^{ll} *Edw^d Hill* Mr *James Minge* and Mr *Tho: Pott*, who are to make a decision of the whole Estate of the said *Theo: Bland* Esq on the 10th of *Aprill* next According to the Agreement formerly made betweene the said Mr *Giles Bland* and Mr^s *Anna Bland* and that they make Returne of their p^{ro}ceedings to the next Genn^{ll} Court, *And it is Order'd* that before the Decision be made, Soe much of y^e Said Estate be Layd Aside as will Satisfie a Debt which is due by Judgment to major Genn^{ll} *Bennett* Vnlesse the Said Mr *Giles Bland* give good Security for y^e payment of the said

faid Debt, and it is the Opinion of this Court that the mare given by y^e Deçed by deed to his Sonn doth belong to the faid Estate and the Said M^{rs} Bland Complaineing to this Court that the faid M^r Bland doth Vnlawfully detainē Severall of the Servants that hath been in the Actuell possesseion of her & her deçed Husband for many yeares past which Servants if M^r Bland Refuse to Deliver the Said M^{rs} Bland may take the Said Serv^{ts} by Hue & Cry.

M^r Giles Bland Complaineing to this Court that on or about the 21th day of June 1675 there was Transported and Carryed out of Virg^a to New Englnd in the Ketch Hopewell W^m Dare Comander Thirty five hoggsheads of tobacco for which the Custome due to the Kings majesty was not paid and haveing Informed this Court that M^r Tho: Hansford Owner of the faid vessell did sayle to New England therein & Comanded the faid vessell and that he was well knowing of the faid Thirty five hoggsheads of tobacco & that the Customes thereof was not paid and the Said Tho: Hansford being demanded thereof in Court did Acknowledge that in truth M^r John Winsloe to whome he had hyred out the hull of his vessell or Ketch had on board the Said Ketch Thirty three hoggsheads of tobacco for which he gave bills of Loading at Sea and that all the Said Tobacco were putt on Land in New England, and that the Customes only of fower of the faid hoggsheads were paid in Virg^a And the Said Thomas Hansford further Acknowledgeing that there was Six hoggsheads of tobacco belonging to his late Deçed mother on board the faid Ketch and which were putt on Shore in New England and had not paid the Customes due in Virg^a all which together amounts to thirty five hoggsheads of tobacco for which the Kings Ma^{ties} Customes was not paid, And for as much as the Said Winsloe is not in this Country and that the Said M^r Giles Bland brought his Action against M^r Thomas Hansford as Owner of the Said Vessell, And the matter being Debated in this Court, And it plainly Appeareing that Twenty nine hoggsheads of tobacco belonging to M^r John Winsloe & Six hoggsheads of tobacco belonging to M^{rs} Eliz: Lockey were Carryed out of Virg^a & Landed in New England by the aforefaid Ketch Hopewell whereof M^r Thomas Hansford was Sole owner & Sayled in the Said Vessell And that the Kings ma^{ties} Customes of one penny ʒ lb was not paid for the Same: It is therefore Orderd that M^r Thomas Hansford pay to M^r Giles Bland for & to the vse of the Kings most Excell^t ma^{ties} as Customes due one peny ʒ lb for every lb of tobacco Contayned in the faid Thirty five hoggsheads Accompting every hoggshead to weigh four hundred lbs nette And for Coſts of Sute Two Thousand lbs of tobacco & Caske, All which monies is to be paid by good bills of Exc^a payable in London and deliv^d to the Said M^r Giles Bland vpon the 10th day of October next, or after on Demand And the Said 2000^{lbs} of tobacco for Coſts of Sute is alsoe payable this next Enfueing Cropp

Rowland Place Esq L^t Co^{ll} Edw^d Hill & M^r Ja: Bisse or any two of them are Appointed to Examine the whole matters & Differences betweene Tho: Hill & M^r Roger Green & what Disbursements made on the Plantacon (at such time as they shall Appoint) and make Report to the third day next Gen^{ll} Court, and the order that the Said Hill obeyned this Court Against the faid Greene be Suspended till the next Genn^{ll} Court.

James

Co^{ll} Bridger
Co^{ll} Spencer
Esq^r Bacon
iun^r decenting

Bland vs
Hansford

Hill vs Greene

James Bray Esq major Jn^o Page and Mr Tho: Thorpe are Appointed by this Court to value what Goods *Tho: Ballard Esq* hath in his possession belonging to the Shipp *Phenix*.

*Hansford vs
Winslow*

Mr Tho: Hansford hath Attachment Granted him Against the Estate of *John Winslow* where Ere it is to be found within this Country for payment of Such Damages which the Said *Hansford* shall make Appeare Justly due the next Court that he hath Sustained by Carrying out of Severall hh^{ds} of tobacco of the said *Winslow*, Returnable to the next Gen^l Court.

*Kirkman p
Land*

M^{rs} Sarah Kirkman Widdow on behalf of her Self and her Daughter *frances* Petitioning to this Court that her Deceased husband *Mr fra: Kirkman* Dieing Seized of Severall p^{cs}ells of Land in *Potomock* & other frontiere p^{ts} of the Country and by Reason of the Warr with y^e Indians she Cannott Seate the Said frontier Plantacons. *This Court hath therefore* Granted her Seven yeares Liberty for the Seateing of the said Lands.

*Littleton p
Land*

Cap^t Southey Littleton hath order Granted to pattent One Thoufand Acres of Land at *iingoteage* in *Accomack* County formerly Granted major *Jn^o West* and by him deserted Ent Rights According to Law

Afternoone

[p^{sent}]

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* *Tho: Ballard Esq* Co^{ll} *Phill Ludwell* Dep^{ty} Secr *Ja: Bray Esq* *Tho: Bowler Esq*.

*Beverley vs
Appleton*

Judgment is Granted to *Cap^t Rob^t Beverley* as Attorney of *Mr Tho: Southin* Against *Cap^t John Appleton* for payment of Twenty Seven Thoufand five hundred fowerty three pounds of Tobacco & Caske wth Cofts.

Co^{ll} Ludwell gone
Order p
Mr Bowler

Tho: Bowler Esq in the R^t of his wife Complaineing that he Ought to have The Guardian Shipp of *Jn^o Edloe* Orphane *The Court are of the Opinion* that he ought not to be his Guardain for that by the Law of *England* the next heire is not to be Guardian to the Orphane And the said *Tho: Bowler Esq* his wife half fyfter to the orphane the Said *Thomas Bowler Esq* if the Orphan dye, is heire to the p^{sonall} Estate and y^e First Right to the Escheat (noe heire Appeareing) which is According to the Curtesie of *Virg^a*

*Co^{ll} Cole
Spring vs
Austin*

In the Difference betweene *Mr Rob^t Spring P^l* and *Mr Sam^l Austin* & *Mr Thomas Barber* Defd^{ts} vpon an Appeale from *New Kent* County Court, being full Debated *This Court doth Order* that the Order of *New Kent* be made void and the Said *Spring* in Court doth Relinquish a Deed made by the said *Ouftein* & *Barber* for the Land in *New Kent* and the *Mr Ouftein* & *Barber* doth Deliver vpp the said *Mr Springs* bond for 200^l in Court.

*Ouftein vs
Spring*

Whereas *Mr Tho: Barber* about two yeares did in *Engl^d* together wth *Co^{ll} Cuth Potter* & *Mr Thurston Withnall* Enter into bond of the Penalty of 1000^l Sterl payable to *Mr Rob^t Spring* wth Condi^{con} that *Mr Sam^l Ouftein* Should give a full & absolute Release to *Mr Robt Spring* of all Such matters & things as in the Said bond & Condi^{con} is Sett downe & at large Expressed, And the Said

Ouftein

Ouftein presenting himself in this Court doth Averr & declare that he hath alwaies been now is & for Ever here after will be Ready to performe the Said Condiçons & Obligaçons made & promised by the Said *Barber* in the before Recited bond & Condiçon & give to y^e S^d *Rob^t Spring* Such Release and discharge as is therein Condiçoned to be given whensoever it shall be Required or demanded by the said *Rob^t Spring* or his Order, And doth now Tender to doe the Same in Open Court, and Humbly Request Such Record there of may be Entred which is Granted him by this Court.

Maj^{or} *John Page* Enters himself Security to Pay all Such Damages as L^t Co^{ll} *John Hull* shall Recover of *Tho: Ballard* Esq as Attorney of *Tho: Maylyn* of London.

The Difference betweene *Thos: Ballard* Esq as Attorney of *Tho: Maylyn* of London & L^t Co^{ll} *Jn^o Hull* as Adm^{or} of M^r *John Williamfon* is Referred till this time Twelve month, at which time the said *Tho: Ballard* Esq is to produce the Originall bonds.

The Difference betweene Cap^t *Rob^t Beverley* as Adm^r to Sam^{ll} *Patridge* & M^r *Cha: Roane* is Referred to *Gloster* County Court.

The 22^d of March 1675/6

[present]

GOVERNO^r &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Co^{ll} *Ludwell* Dep^{ty} Secr Co^{ll} *Spencer* Ja: *Bray* Esq L^t Co^{ll} *Cole*

Accomack & Northampton vs Culpeper

Upon the Petiçon of the Burgeffes of *Accomack & Northampton* Counties, Showing that M^r *John Culpeper* Sherriffe of the said Counties did Receive the Quitt Rents of both Counties in the yeare 1673 & 1674 It is Order'd that next after the Payment of other publiq dues Soe much of the Estate of the said *Culpeper* be Secured by the Adm^{trix} as will Satisfie what shall Appaere he hath Received of the said Quitt Rents.

Halley vs Thorpe

In the Difference Betweene *Ja: Halley* as Attorney of *John Clerke* Esq and Cap^t *Otho: Thorpe* & M^r *Geo: Pondexter* for the Recovery of Sev^{ll} Plantaçons in the Possession of the said *Thorpe* and *Pondexter* and the Cafes being Stated for *England* and it Appeareing to this Court by the Opinion of the Lord Chiefe Justice & other Lawers that the R^t of the said Land is in the Said *Clerke* This Court doth therefore Order that the Said *James Halley* as Attorney of the said *Jn^o Clerke* Esq be putt into present possession of the said Lands & Plantations, by the Sherriffe of *Yorke* County and that they pay Costs of Sute

Thomas vs Claiborne

Dav^d *Thomas* Complaineing to this Court Against Co^{ll} *W^m Claiborne* which being Examined It is Order'd that the Sherriffe of *James City* take Care to Convey the said *Thomas* to the Sherriffe of *New Kent* the said *Thomas* being vnder Execuçon at the said Co^{ll} *Claibornes* Sute & haveing broke out of prifon, And it is Order'd that if the said *Thomas* Shall at any time before the next Genn^{ll} Court give good Security for what Shall be then Reco^dd by the said Co^{ll} *Claiborne* then the said *Thomas* is to have . . . Liberty.

Ballard vs Hunt.

It is Order'd by this Court that M^r *W^m Hunt* & M^r *Giles Bland* appeare on the first day of the next Genn^{ll} Court to Answer the sute of *Tho: Ballard* Esq Collect^{or} on the behalf of his mat^{ie}

Waggaman

*Waggaman vs
Anderson*

In the Difference betweene *Hendrick Waggaman & W^m Anderson* vpon an Appeale from *Accomack County Court* before Judgment being fully debated and It being putt to the Said *Andersons* oath whither he paid the Consideraçon mençoned in y^e Deed which he Refuseing to doe *This Court are Vnanimously of Opinion* that the Said *Anderson* hath noe Cause of Acçon, Nonfute is therefore granted the said *Waggaman* Against the said *Anderson* wth Damages According to Act wth Cofts Sute als ex

Afternoone

Present

GOVERNO^R &c Co^{ll} *Bacon* Co^{ll} *Swann* Co^{ll} *Beale* Tho: *Ballard* Esq *Ja: Bray* Esq
L^t Co^{ll} *W^m Cole* Esq.

Gibson

Whereas *Sarah* the wife of *Simon Gibson* Comeing in open Court & declareing vpon her oath that the said *Simon Gibson* did in a most Violent manner beat & maine her and It Appeareing by Severall Oathes that the said *Sarah* was Bruised & Wounded in a very Lamentable Condiçon (which She declares was done by y^e Said *Simon*) And that she is very desireous to goe for *England*, *This Court have thought fitt to Order* that the said *Sarah Gibson* be Left to her Liberty Either to goe for *England* or Stay with her husband which she shall here after thinke best for her Safety.

*Sherwood vs
Laurence*

The Order that M^r *W^m Sherwood* [husband of] the Adm^x of *Rich^d James* Deced Obtained the Last Genn^{ll} Court . . . *Rich^d Laurence* . . . for the Appeareance of *Giles Bland* is Now . . . And it is Order'd . . . Said M^r *Laurence* pay vnto the said M^r *W^m Sherwood* Six Thousand Two hundred Seventy fouer pounds of tobacco & Caske wth Cofts Sute, Noe Exemçon to Issue till after y^e Next Genn^{ll} Court.

*Gibson vs
Griffin*

The whole matters & differences betweene *Simon Gibson* & Cap^t *Rob^t Griffin* M^r of the shipp *Griffin* about his the Said *Griffins* Carrying away in his shipp *Sarah* the Wife of the said *Gibson* & alloe divers Goods Belonging to the said *Gibson*, And alloe the Contempts made at *New Jersey* by the said *Griffin* to the Governo^{rs} Warr^{ts} and an Acçon which was there Served on him by the sheriffe and Constable are by this Court Referred to the Tryall & Judgm^t of the high Court of Admiralty of *England* and the said *Griffin* is hereby Order'd to give bond wth Sufficient Security for 1000^{li} Sterl to the Collecto^{rs} before his Departure or cleering out of this Country to Answer before the said High Admiralty Court, as well the Complaint of the aforefaid Governo^r of *New Jersey* as alloe the Sute of *Simon Gibson*/

*Gibson vs
Griffin*

Cap^t *Rob^t Griffin* master of the shipp *Griffin* is hereby Order'd forthwth vpon *Simon Gibsons* Demand to Deliver to him all Such Goods as were and are belonging to him, and brought in his shipp from *New Jersey* (Excepting only the Wareing Clothes & bedding of *Sarah* his Wife which are forthwith to be Delivrd to her all Which the Said *Rob^t Griffin* is to Deliver vpon Oath before a magistrate if thereto Required by the said *Gibson*/

Bland

*Bland vs
Sherwood*

Vpon the Petičon of M^r *Giles Bland*, noe Execuçon to Iffue vpon
a Judgment which M^r *Sherwood* Obtained Against M^r *Laurence*
as Security for the faid M^r *Bland* not till after the next Genn^u
Court/

The Court Adjourned to the first day of the Meeting of the
Affembly (being the fifth of *October* next) where all Causes Vndeter-
mined this Court are to be Tryed/

Test

Hen: Hartwell
Cl Con

Att A Court Marshall held on board Cap^t Jⁿ^o Martins shipp
it Yorke River, Jan^{ry} 11th 1676/7

psent

THE R^T HONO^{BLE} S^R W^M BERKELEY Kn^t Governo^r & Cap^t Genn^{ll} of Virg^a
Co^{ll} Nath Bacon Co^{ll} Tho: Ballard Co^{ll} Phill Ludwell Co^{ll} Augustine Warner
Majo^r Rob^t Beverley Co^{ll} Math Kemp Co^{ll} W^m Claiborne Co^{ll} Southy Littleton
L^t Co^{ll} Jⁿ^o West Majo^r Lau: Smith Cap^t Antho: Armestead Cap^t Dan^{ll} Jenifer

Halls
Condemnacon

Thomas Hall being brought before this Court & Accufed of
Treason & Rebellion Against his Ma^{tie} and it Appeareing by divers
Writeings vnder his owne hand that he hath been a most noto-
rious Acto^r Aydo^r & Assistor in the Rebellion to w^{ch} y^e f^d Hall Con-
fesseth himselfe Guilty, Therefore y^e Court are unanimously of
opinion & doe Adjudge y^t the Said Hall deserves death. Sentence
of death therefore past vpon y^e said Hall to be hanged vpon y^e
Gallowes by the neck vntill he be dead.

The 12th Jan^{ry} 1676

Youngs
Condemnacon

THOMAS YOUNG being brought before this Court And
Accufed of Treason & Rebellion Ag^t his most Sacred Ma^{tie} And
It Appeareing that he hath been A Most notorious Acto^r
Ayder & Assifter in y^e Rebellion To which the Said Young Con-
fesseth himselfe Guilty, Sentence of death therefore past vpon
him to be hanged by y^e Neck vpon y^e Gallowes vntill he be dead.

Page
Condemned
Wilson
Condemned

The Same Accufation against Henry Page, and Sentence
Accordingly past vpon the said Page.

The Same Accufation against James Wilson, and sentence past
Accordingly vpon the said Wilson.

Jan 20th 1676

ATT The House of James Bray Esq^r Jan 20th 1676

psent

The Right Hono^{ble} S^r W^m Berkeley Kn^t Governo^r & Cap^t Genn^{ll} of Virg^a Co^{ll}
Nath Bacon Co^{ll} Phill Ludwell Co^{ll} Tho: Ballard Co^{ll} Cha: Moryson L^t Co^{ll} Jⁿ^o West
L^t Co^{ll} Edw^d Ramfey Co^{ll} Hill Majo^r Page

Drumond
Condemned

W^m Drumond being Accufed of Treason & Rebellion Against
his Ma^{tie} which Appeareing by divers oaths, & his Owne Confession,
Sentence of death therefore past against the said Dromond to be
hanged by y^e Neck vntill he be dead

Baptista
Condemd

The Same Accufation against John Baptista & Sentence past
Accordingly Vpon the said Baptista

24th day of January 1676

ATT A Court Marshall held at Green Spring the 24th day of January 1676

psent

S^r W^m Berkeley Kn^t Governo^r & Cap^t Genn^{ll} of Virginia Co^{ll} Bacon, Co^{ll} Clai-
borne, Majo^r Page, Co^{ll} Ballard, Co^{ll} West, Co^{ll} Ludwell, Co^{ll} Hill, Co^{ll} Ramfey,

James

James Crewes being brought before the Court for Treason and Rebellion Against his most Sacred Ma^{tie}, & Pleading nothing in his defence, and the Court being very Sencible that the Said *Crewes* was a most notorious Actor & Affistor in the Rebellion, *Therefore the Court are vnanimously of Opinion & doe Adjudge* him Guilty of the Accufation, Sentence of death therefore past vpon him to returne to the Prifon from whence he Came, and from thence (on *fryday* Next) to be Carryed to the Gallowes there to be hanged by the neck vntill he be dead.

The Same Accufation (of *James Crewes*) Against *W^m Cookefon*, and Sentence of death Accordingly past vpon him.

The Same Accufation (of *James Crewes*) Against *Jn^o Digby*, and sentence of death Accordingly past vpon him.

The Same Accufation (of *James Crewes*) Against *W^m Rookeings*, and Sentence of death Accordingly past vpon him.

The Same Accufation (of *James Crewes*) Against *W^m West*, and Sentence of death Accordingly past vpon him.

The Same Accufation (of *James Crewes*) Against *Jn^o Turner*, and Sentence of death Accordingly past vpon him

Hen: West being found Guilty of Treason & Rebellion Against his Ma^{tie} Butt for that he hath not been soe Notorious as the Rest, the Court have thought fitt (out of the Compasion they have) & doe Accordingly Order that he be Banished out of the Country for the space of seven yeares, Either to *England Barbadoes, Jamaca* or any of the Islands, And if he Returne within the said time Limited then to suffer y^e Rigour of the Law for his Treason & Rebellion, *And the Court doth Adjudge* his Estate to be forfeited to his Ma^{tie} Except five pounds which is allowed him to pay his Passage

AT A Court held at *Green Spring* the 1st *March* 1676/7

present

SR W^m BERKELEY Kn^t Govern^r &c Co^{ll} Nath Bacon Co^{ll} Phil Ludwell dep^{ty} sec^{ry}
Co^{ll} Tho. Ballard Co^{ll} Ja: Bridger Ja: Bray Esq Co^{ll} W^m Cole

John Sanders being a notorious Act^r in the Late Rebellion & by y^e Govern^r p^rclamaç^on of p^rdon being Exempted but vpon his humble Pet. & Submission to y^e Govern^r he was Pleas^d to Grant him the Benefitt of his p^rclamaç^on of p^rdon, Butt for that the f^d *Sanders* hath been very Active in the late Rebellion, *the Court have thought fitt & doe Order* that he be fined two thousand pounds of tobacco & Caske to y^e Countrie to goe towards y^e Satisfaction of the Souldiers to be paid next yeare.

The 3^d *March* 1676/7

VPON Petition of M^r *Tho: Cock*, It is order'd that he have Severall yeares Liberty from y^e date of his Pattents for the Seateing of his two devidents of Land being ffrontier Plantaç^on.

This day major *Jn^o West* & Cap^t *Cha: Scarburgh* had granted them the Benefitt of his Most Sacred Ma^{ties} p^rclamaç^on And did take y^e oath of obedience to his ma^{tie}

Govern^r Absent

Itt being most Evident that Cap^t *Charles Scarburgh* hath vtte'd Divers Scandalous & mutinous words Tending to the dishonor of the R^t Hono^{ble} Govern^r Butt the Said Cap^t *Scarburgh* Submitting himself & being Ready to Comply with what fine the Court fhall Adgudge Against him, *The Court have thought fitt & doe order* that the Said Cap^t *Scarburgh* be fined or Amerced Seventy pounds *Sterl* to be be paid vpon Demand to the R^t Hono^{ble} the Govern^r which the said Cap^t *Scarburgh* Willingly Submitts too.

It being Evident that Co^{ll} *W^m Kendall* hath vtte'd divers Scandalous & mutinous Words tending to the Dishonor of the R^t Hono^{ble} Butt the said Co^{ll} *Kendall* Submitting himselfe and offering fifty pounds *Sterl* as a fine for his Soe great Crime, And the R^t Hono^{ble} the Govern^r desireing the Court to Passe the same into Order, *that [they] have therefore thought fitt & doe order* that he pay the Said Some vpon Demand to the Right Hono^{ble} the Govern^r which he Willingly Submitts too, And hath Accordingly p^rformed the Same

The 5th *March* 1675/6 [1676/7]

WM RANDOLPH hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being ffrontier Plantaç^on.

Eusebius King hath three yeares Liberty Granted him from the date hereof for the Seateing of his Land which is vpon *Swift* Creeke being a ffronteir Plantaç^on.

Hen: Hartwell

Cl Con

ATT A Court at *Green Spring* the 8th Day of *March* 1676/7

present

SR W^m BERKELEY Kn^t Governo^r &c Herbert Jeffries Esq Sr Jn^o Berry Kn^t ffr
Morryson Esq his Mat^{ies} Com^{rs} Co^{ll} Nath Bacon Co^{ll} Phill Ludwell dep^{ty} Se^{cr}
Co^{ll} W^m Cole.

It is the Judgment of this Hono^{ble} Court that none but Such
Persons who are free holders & house keepers are of Capacity to be
Jurymen.

Giles Bland being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} Comitte^d by him Against his Most Sacred
Mat^{ie} The Grand Jury brought in their Verdict *Billa Vera* then
the Jury of Life & death was Impannelled who bring in their
Verdict Guilty According to the Indictment Sentence of death
therefore past vpon him According to forme 15 Instant

Rob^t Jones being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} by him Comitted Against his Mat^{ies}, The
Grand Jury brought in their Vird^t *Billa Vera* and the Jury of Life
& death brought in their Vird^t Guilty According to the Indictm^t
. . . Sentence of death therefore past vpon him According to
forme--15--Instant

The 9th March

ANTHONY ARNOLD being Convicted for divers Rebellions
Treasons & other misdemeano^{rs} by him Comitted Against his
Mat^{ie} The Grand Jury brought in their Verdict *Billa Vera*
and the Jury of Life & death brought in their Verdict Guilty
According to the Indictment. Sentence of death therefore past
vpon him According to Forme 15th Instant.

Richard ffarmar being Convicted for divers Rebellions Treasons
& other misdemeano^{rs} by him Comitted Against his Mat^{ie} The
Grand Jury brought in their Verdict *Billa Vera* and the Jury of
Life and death brought in Verdict Guilty According to the Indict-
ment. Sentence of death therefore past vpon him According to
forme 15th Instant

Rob^t Stookes being Convicted for divers Rebellions Treasons
& other Misdemeano^{rs} by him Comitted Against his Mat^{ie} The
Grand Jury brought in their Vird^t *Billa Vera* & the Jury of Life &
death brought in their Verdict Guilty According to the Indict-
ment. Sentence of death therefore past vpon him According to
Forme 15th Instant.

The 10th March 1676

present

SR W^m BERKELEY Kn^t Governo^r &c Co^{ll} Nathaniel Bacon Co^{ll} Phill Ludwell dep^{ty}
se^{cr} Co^{ll} W^m Cole Ralph Wormeley Esq.

John Ifles being Convicted for divers Rebellions Treasons &
other misdemeano^{rs} by him Comitted Against his Mat^{ie} the Grand
Jury

Jury brought in their Vird^t *Billa Vera* and the Jury of Life & death brought in their Vird^t Guilty According to the Indictment Sentence of death therefore past vpon him According to forme 15th Instant.

Richard Pomfry being Convicted for divers Rebellions Treafons & other misdemanors by him Comitted Against his Ma^{tie} the Grand Jury brought in their Vird^t *Billa Vera*, And the Jury of Life and death brought in their Vird^t Guilty According to the Indictment Sentence of death therefore past vpon him According to forme

The 15th March 1676

Present

THE RIGHT HONOR^{BLE} THE GOVERNO^R &c *Herbert Jeffries Esq S^r Jn^o Berry Kn^t ffra: Moryson Esq His Maties Com^{rs} Co^{ll} Nath Bacon Co^{ll} Phill Ludwell Co^{ll} W^m Cole Ralph Wormeley Esq Co^{ll} Jos: Bridger Co^{ll} Tho: Ballard*

W^m Hatcher being brought before this Court for vttering diverse Mutinous Words tending to the disquiett of this his Maties Country And It being Evidently made Appeare what was Layd to his Charge by divers oaths And A Jury being Impannelled to Affesse the damages, who bring in their Virdict that they award the Said *Hatcher* to pay Tenn Thousand pounds of Tobacco & Caske, which Vird^t of the Jury this Honorable Court doth Confirme, Butt in Respect the Said *Hatcher* is an Aged man the Court doth order that the said *Hatcher* doe pay in full Expedition Eight Thousand p^{ds} of drest Porke vnto his Maties Comander of his fforces in *Henrico* County for y^e supply of y^e Soldiers which if he fayle to doe that then he pay Eight Thousand pounds of Tobacco & Caske y^e next Cropp & pay Costs.

Neuett Wheeler Petitioning to this Court to take hole of his most Sacred Maties Gracious p^lclamacon of p^ldon & Indempnity & Submitting himselfe, the Court are [of] opinion that he have Benefit of his Maties p^ldon Allowed him.

Whereas *Sands Knowles* of *Kingstone* p^lish in *Gloucester* County being in Rebellion Against his Ma^{tie} was in the month of *October* Last (then in the height of the late hor^d Rebellion) by Vertue of a Commiffion to Major *Robert Beverley* granted by the Right Honorable the Governo^r taken Prisoner, & wth him divers of his Goods, Servants, Slaves p^lvisions & a Shallop, Seized, taken & Carried away by the Said *Beverley* & the Souldiers Vnder his Comand and p^lented to the R^t Honorable the Governo^r then at the house of major Genn^{ll} *Jn^o Custis* in *Northampton* County on the *Eastern Shore*, who for the Said *Knowles* his Rebellions & Treasonable Practices Comitted him to Prison & Condemned all his Goods, Serv^{ts} Slaves p^lvisions, & boate & orde^d & disposed p^lt of the Same to be Expended Sould & Layd out for p^lvisions for his Maties Souldiers which was Accordingly donn, & gave the Rest Immediately to the Said *Beverly* & his Souldiers vnder his Comand for their Incouragement & good Service And whereas the said *Knowles* Remained a Prisoner Vnder Bayle to this day to Answer the Crimes Rebellions & Treafons by him Comitted Against his Most Sacred Ma^{tie} & Soe Excepted out of the R^t Honorable the Governo^rs Generall p^ldon beareing date y^e 10th ffebruary 1676 & Grounded vpon his Maties most Gracious p^lclamacon of p^ldon, for the Crimes, Treafons

Treafons and Rebellions by him Comitted, humbly Offering to Renounce Acquitt & discharge all Right or Claime of him the said *Knowles* forever hereafter to any or all the said goods &c Serv^{ts} Slaves, Boate or Divisions, by the said *Beverley* or any Souldier with him Soe taken & Carryed away, Acknowledging the Same to be Justly Lost (by him) & forfeited forever, his Said Relinquishment of the Said Goods &c was orde^d to be Entred vpon Record And the Said *Knowles* his Petition Granted & his Acknowledgm^t & humble Submission in open Court putt vpon Record, to the End the King ma^{ties} most Gracious P^{ro}don may be of full force & Effect to him the Said *Knowles* & his Remaining Estate he takeing the oath of obedience & giving good bond wth Securities for his future Good behavior

Whereas Mr *George Seaton* of *Kingstone* P^{ar}ish in *Gloucester* County one of his Ma^{ties} Justices of y^e Peace being in Rebellion Against his most Sacred Ma^{ty} was in the time of the said Rebellion on or about the beginning of *november* last taken prisoner by Major *Rob^t Beverley* & with him divers of his Goods & Divisions, Seized & taken & Carried to the Right Hon^{ble} the Govern^r then Residing on the *Eastern Shore* who Com^d the Said *Seaton* . . . & Condemned & disposed his goods & Divisions Soe Seized & . . . to the vse & Incouragem^t of his Ma^{ties} Souldiers & . . . Remained Prisoner vnder Bayle fouer . . . to the said *Seaton* was by order of the R^t Hon^{ble} the Govern^r Seized & marked with the broad Arrow Butt left in the house & Possession of the said *Seaton*, vntill Convenient time for their Remouevall And whereas the said *Geo Seaton* did this day Make Humble Sute to the Court that he might Receive the Benefitt & mercy of his Sacred Ma^{ties} most Gracious P^{ro}don Praying for Releasement of his Said foure hds of Tobacco Soe Seized as aforefaid and Submissively Relinquishing all Right Claime, Title or Intrest to any the said Goods Seized or Carried away by the Said *Beverley* or his Souldiers *This Court doth order & Adjudge* the Said Goods to be by Reason of their being taken & removed in time of Rebellion wholly Lost & forfeited, Butt By Reason the said flower hoggsheds of Tobacco were only vnder Seizure & not removed that therefore the Said *Seaton* may make free vse of the Same vntill it Shall be determined by his Ma^{tie} & Lords of his Hon^{ble} Councill whether the Same be not forfeited by Reason of the said Seizure, notwithstanding the Benefitt of his ma^{ties} Gracious P^{ro}don is vpon the Said *Seatons* Humble Petition Granted & Confirmed to him he takeing the oath of Obedience & giving bond wth Sufficient Security for his future Good behavior.

The 16th March 1676

Present

THE R^T HON^{BLE} S^R W^M BERKELEY Kn^t Govern^r &c Co^{ll} Nath Bacon Co^{ll}
Will^m Cole Ralph Wormely Esq

Jn^o Whitson being Convicted of divers Rebellions Treafons & other misdemeano^{rs} by him Comitted Against his Most Sacred Majestie, The Grand Jury brought in their Vird^t *Billa Vera* And
the

the Jury of Life & death brought in their Virdict Guilty According to the Indictment, And Sentence of death Past vpon him According to forme

W^m Scarburgh being Convicted of divers Rebellions Treasons & other misdemeanors by him Comitted Against his Most Sacred Mat^{ie} The Grand Jury brought in their vird^t *Billa Vera* And the Jury of Life and death brought in their Vird^t Guilty According to the Indictm^t and Sentence of death past vpon him According to forme

The 17th March 1676

[present]

THE RIGHT HONOR^{BLE} THE GOVERNO^R & . . .

Whereas Cap^t *W^m Byrd* gave Informaçon to this Court . . . *W^m Tiballs & Henry Gee* did vpon Seuerall . . . tending very much to the Prejudice of the R^t Hono^{ble} Com^{rs} & the Peace & Quiett of this Countrey *This Court thought fitt & Accordingly have orde'd* . . . *Bird* together with y^e above named p^{ersons} . . . forthwith goe over to the Place of abode . . . R^t Hono^{ble} Comiffioners there to be by them . . . Such Punifhm^t for their offence as they . . .

Whereas *Charles Blanckevile* being . . . being active in the late Rebellion . . . of his Mat^{ies} Most Gracious p^{ro}clamaçon . . . Butt y^e said *Blanckevile* hath been . . . That the said *Blanckevile* himself at the next County Court of of *Eliz City* vpon his knees with a Rope about his neck Ask p^{ar}don for his Rebellion & Treason, According to Submiffion & pay Cofts

The 22th of March 1676⁷

[present]

SR WILL^M BERKELEY Kn^t Governo^r &c S^r *Hen: Chicheley* Kn^t Co^{ll} *Nath: Bacon* Co^{ll} *Phill Ludwell* dep^{ty} Secr Co^{ll} *W^m Cole* *Ralph Wormeley* Esq.

Jn^o . . . fined According to Act being Sumoned vpon A Grand Jury & not . . . his Attandance . . . *new Kent*

. . . & *Hen: Gee* of *Henrico* County being brought before the . . . Scandalous & mutinous words Tending to y^e disquiett . . . Mat^{ies} Com^{rs} And the Court desireing . . . Report who gave Report . . . them. *This Court have* . . . that the said *W^m Tiballs* . . . pounds of meate . . . of *Henrico* . . .

. . . being brought before This Court for being a notorious Acto^r . . . in the late Rebellion, who Petiçoning rather then to Come to tryall for Same that he may be Banifhed, *The Court doth order* that he be Banifhed for the Terme of five yeares to *New England*

⁷ The last sheet of the minute book, on which the proceedings for the 22nd of March 1676/77 are recorded, is so mutilated as to be in large part undecipherable. There are printed in Hening, however, Vol. II, the judgments of the court as written out in full by the clerk and recorded in a book now lost.

England Barbadoes, Jamacia or any other of the Islands and . . . within that Time vnder the forfeiture of being ~~P~~secuted . . . and that he depart the Country within Two Months & . . . for his Good Behavior dureing his Stay in the Countrey

. . . & Mr *Jn^o Wisedom & Tho: Warr* being Brought before This Court for their being notorious Acto^{rs} Aydo^{rs} & Affisto^{rs} in the late Rebellion Petitioning rather then to Come to A Tryall for the Same that they may be Banished. *The Court doth therefore order* that they be Banished for the Terme of Seven yeares Either to *New England, Barbadoes, Jamaica* or any other of the Islands and not to Returne within that Time vnder forfeiture of being ~~P~~secuted According to Law and that they depart The Country within Two months and give good Security for his good behavior dureing their stay in the Countrey.

Thomas Maples & Thomas Backer being brought to this Court for vttering divers Mutinous words tending to the disturbance of y^e Peace of this Country w^{ch} being Sufficiently p^{ro}ved by good oaths *the Court have thought & Accordingly orderd* that the Said *Mayple & Baker* Pay one Thoufand pounds of neate Porke Each of them to the vse of his Ma^{ties} Souldiers, give bond wth good & Security to Mr *Thomas Marston* for their Good behavior & Likewise for y^e Payment of y^e Said 2000^{li} Porke in *November* next wth Cofts.

W^m Walker is Orderd to give bond with good Security for his good Behavior for his Contempt to one of his Ma^{ties} Justices of the Peace & Pay Cofts.

L^t Co^{ll} *Henry Gooch* . . . Imploreing his most
S^r *W^m Berkeley* . . .

**Selections from
Conway Robinson's
Notes and Excerpts
from the Records
of Colonial Virginia**

[7] Sir *francis Wiatt* appears to have been assiduouſly engaged in 1640 and 1641 in the diſcharge of his duties as governor and preſiding officer of the court.

In *April* 1640 the quarter court was in ſeſſion at *James City* from the 8th until the 24th of the month. There remain 65 pages of orders at this term,¹ embracing a great variety of ſubjects. Among them are the following:

Whereas Mr *John Moone* being twice choſen burgeſſes for the county of *Iſle of Wight* and having neceſſarily expended by his long attendance in his ſaid ſervice 3335 pounds of tobacco, *the court hath therefore ordered* that the commiſſioners for the ſaid county ſhall levy the ſaid ſum from the inhabitants of the ſaid county according to the act of aſſembly in that caſe made and provided or otherwiſe that the ſaid commiſſioners ſhall make their appearance at the next *June* court to ſhew cauſe to the contrary or one of them in behalf of the reſt.²

Whereas upon the petition of *Henry Poole* to the burgeſſes of this laſt aſſembly for the confirmation of a certain fee of five pounds of tobacco for every hundred pounds of tobacco to the ſaid *Poole* being clerk of the monthly court holden for the county of *Elizabeth City* for the taking of all inventories: and *whereas* the ſaid burgeſſes have ſubſcribed their conſent to the ſaid petition for the quantity of three pounds of tobacco to be paid to the ſaid clerk for all inventories and outcries which the court doth think fit to confirm unto the ſaid *Henry Poole* or his ſucceſſors, clerks of the ſaid county and *do further order* that the ſaid *Poole* ſhall be preſent at the taking of all inventories and outcries happening within the ſaid county and out of the ſame that a fee of three pounds of tobacco for every hundred be paid to the ſaid *Poole* as well for the time paſt as the time to come.³

[8] 9th of Oct., 1640.

Whereas Anne *Belfon* ſervant unto *Theodore Moyſes* for the term of 8 years hath complained to the board againſt her ſaid maſter for his ill uſage of her, by putting her to beat at the mortar for all his houſehold, he the ſaid *Moyſes* promiſing at the time of her entering into covenant with him that he would uſe her more like his child than his ſervant and that he would teach her to read and inſtruct her in the rudiments of religion and have a paternal care over her: and *whereas* it appeareth that the ſaid *Moyſes* received 500 pounds of tobacco being a legacy given unto the ſaid Anne *Belfon* with which the ſaid *Moyſes* promiſed to buy a cow and a calf for the ſaid *Belfon* and that the increaſe thereof ſhould run on for her until ſhe had ſerved out her time, all which is proved by the teſtimony of *William Muſgrave* and *Margaret Hartwell*: and *whereas* the ſaid *Moyſes* hath further covenanted with the ſaid *Belfon* to give unto her, at the expiration of her time, one ſow and calf as appeareth by her indenture: the court taking into conſideration the grievous and tyrannical uſage of the ſaid *Moyſes* to the ſaid *Belfon* and that ſhe hath ſerved ſeven years of her time to the ſaid *Moyſes* as alſo the legacy received five years ſince *doth order* that the ſaid *Belfon* ſhall be free from her ſaid ſervice and that the ſaid *Moyſes* ſhall within one month deliver unto her or her aſſigns the ſaid ſow and cow calf with ſuch apparel and corn as ſhall be indifferently adjudged ſufficient by Mr *francis fowler* and *Bridges freeman* and ſhall likewiſe pay all court charges expended in or about the ſame otherwiſe execution &c.

11th of Dec., 1640.

Whereas William *Huddleſton* ſervant unto Mr *Canhow* [or *Cantrow*?] hath complained to the board againſt his maſter for want of all manner of apparel, *the court hath herefore ordered* that the ſaid Mr *Canhow* [or *Cantrow*?] ſhall before *christmas* next provide and allow unto the ſaid *Huddleſton* ſuch ſufficient apparel of linen and woollen⁴ as ſhall

¹ Book in genl court office marked No 1. 1639 to 1642 p 83 to 148

² *Id.* 122

³ *Id.* 126, 7

⁴ *Id.* 313

shall be thought fit by Captain *John West* Esq^r or otherwise that the said Captain *West* shall have power to dispose of the said servant until the said *Canhow* [or *Cantraw*?] do perform this order.^s

7th Of Oct., 1640.

Whereas *Tho^s Purfell* servant unto *Rob^t Brasseur* for the term of four years hath petitioned to the board for his freedom, it being denied unto him by the f^d *Brasseur* in regard the said *Purfell* has absented himself from his said service for the space of three months or there-about the Court hath therefore ordered that the said *Purfell* shall be discharged from his said master but shall loose his right in apparel and corn due unto him at the Expiration of his time in respect of his absence from his service as aforesaid & that the said *Brasseur* shall Deliver [9] unto the said *Purfell* such apparel bedding and what other goods do already belong unto him and are remaining in the custody of the said *Brasseur* ⁶

7th of Oct., 1640

Whereas it appeareth to the Court that *Roger Parke* being bound to serve Cap^t *Corell* for the space of three Quarters of a year and *Tho^s Loving* Being agent for the said Cap^t *Corell* the said *Parke* was assigned to the said *Loving* to serve the said time which the said *Parke* having not performed the Court hath ordered that the said *Parke* shall forthwith put in security for the payment of five pounds sterling within twenty days after this order unto the said *Loving* in consideration of his said service being not performed as aforesaid otherwise Execution &c ⁷

June 4, 1640

Whereas upon Information to this Board of two servants that are run away from *Maryland*, and now at the House of *George Minesye* Esq^r one of which said servants doth belong unto M^r *Snow* as he pretendeth, and the other to the governour of the aforesaid *Maryland* as is informed the court hath therefore ordered that the said servant belonging to the said *Snow* shall be delivered unto him if upon due prooff he make his right appear and the other servant to be returned with all speed unto the said Governour.⁸

June 4, 1640.

Upon the petition of *Hugh Gwyn* gen^t wherein he complained to this board of three of his servants that are run away to *Maryland* to his much loss and prejudice and wherein he hath humbly requested the board that he may have liberty to make [10] the sale or benefit of the said servants in the said *Maryland* which the Court taking into Consideration and weighing the dangerous consequences of such pernicious precedent do order that a letter be written unto the said Governour to the intent the said servants may be returned hither to receive such exemplary and condign punishment as the nature of their offence shall justly deserve and then be to be returned to their said master ⁹

9th of July, 1640.

Whereas *Hugh Gwyn* hath by order from this Board Brought back from *Maryland* three servants formerly run away from the said *Gwyn*, the court doth therefore order that the said three servants shall receive the punishment of whipping and to have thirty stripes apiece one called *Victor*, a dutchman, the other a Scotchman called *James Gregory*, shall first serve out their times with their master according to their Indentures, and one whole year apiece after the time of their service is Expired. By their said Indentures in recompense of his Loss sustained by their absence and after that service to their said master is Expired to serve the colony for three whole years apiece, and that the third being a negro named *John Punch* shall serve his said master or his assigns for the time of his natural Life here or elsewhere.¹⁰

[11] July

⁵ *Id.* 386

⁶ *Id.* 307.

⁷ *Ibid*

⁸ *Id.* 175

⁹ *Id.* 175

¹⁰ *Id.* 250

[11] July 22, 1640.

Whereas complaint has been made to this Board by Cap^t W^m Pierce Esq^r that fix of his servants and a negro of M^r Reginolds has plotted to run away unto the Dutch plantation from their said masters and did assay to put the same in Execution upon Saturday night being the 18th day July 1640 as appeared to the Board by the Examinations of Andrew Noxe, Rich^d Hill, Rich^d Cookefon and John Williams and likewise by the confession of Christopher Miller, Peter Wilcocke, and Emanuel the foresaid Negro who had at the fore said time, taken the skiff of the said Cap^t W^m Pierce their master, and corn powder and shot and guns, to accomplish their said purposes, which said persons failed down in the said skiff to Elizabeth river where they were taken and brought back again, the Court taking the same into consideration, as a dangerous precedent for the future time (if unpunished) did order that Christopher Miller a dutchman (a prince agent in the business) should receive the punishment of whipping and to have thirty stripes, and to be burnt in the cheek with the letter R and to work with a shackle on his legg for one whole year, and longer if said master shall see cause and after his full time of service is Expired with his said master to serve the colony for seven whole years, and the said Peter Wilcocke to receive thirty stripes and to be Burnt in the cheek with the letter R and, after his term of service is Expired with his said [12] master to serve the colony for three years and the said Rich^d Cookfon after his full time expired with his master to serve the colony for two years and a half, and the said Rich^d Hill to remain upon his good behaviour until the next offence and the said Andrew Noxe to receive thirty stripes, and the said John Williams a dutchman and a Chirurgeon after his full time of service is Expired with his master to serve the colony for seven years, and Emanuel the Negro to receive thirty stripes and to be burnt in the cheek with the letter R. and to work in shackle one year or more as his master shall see cause, and all those who are condemned to serve the colony after their times are expired with their masters, then their said masters are required hereby to present to this board their said servants so condemned to the colony "

13th of Oct., 1640.

The Court hath ordered that W^m Wootton and John Bradye as principall actors and contrivers in a most dangerous conspiracy by attempting to run out of the country and Inticing divers others to be actors in the said conspiracy to be whipt from the gallows to the Court door and that the said Bradye shall be Branded with an Iron in the shoulder, and Wotton in the forehead each of them to serve the Colony seven years, the service due from the [13] said Wotton to the said M^r Sanderson being first performed, each of them to work in Irons during the time of the said censure for the rest of these that are freemen (viz) John Tomkinson and Rich^r West for consenting and concealing the said plott that they shall be whipt and serve the colony two years and those that are servants (viz) John Winchefer, W^m Drummer Rob^t Rouse and Rob^t Mofely to be whipt only as also Margaret Beard, and that the masters of the said servants shall pay the fees due from the servants to the sheriffs and the servants shall make good the same, at the Expiration of their time by a years service apiece to their said masters and that none of them shall be releafed from their Irons without order from this Board "

Oct. 17, 1640.

Whereas we are daily given to understand of divers servants that run away from their masters whereby much loss and prejudice doth ensue to the masters of such servants, the court therefore conceiving it to be the most necessary and speedy course to apprehend the said servants doth order that upon complaint thereof made unto the sheriffs of the counties where any such servant or servants doth run away that the sheriff thereof or his deputies shall hereby have power to hire boat and hands to pursue the said runaways and that the charge thereof shall be borne and defrayed by the said county "

June

¹¹ Id p. 252, 3.¹² Id. 319¹³ Id 326, 7.

June 30, 1640.

The court hath granted that a commiffion fhall be drawn for *John Mattrom* and *Edward fleet* authorizing them to levy a party ¹⁴ of men, or more if need require, out of the trained band for *Charles river* county with arms and ammunition to go in p^{er}ſuit of certain runaway negroes and to bring them in to the governor. *And it is further ordered* that ſuch men as fhall be preſſed for this expedition fhall receive their pay and ſatisfaction for their pains at the public charge of the counties from whence ſuch negroes are runaway and likewiſe for any boat or boats that fhall be taken for the ſaid ſervice.¹⁵

[14] Upon the petition of *Henry Hawley* for keeping a ferry at the mouth of *Hampton* river in *Sequotan* for the eaſe of inhabitants and paſſengers in or about their occaſions which the court taking into conſideration as a matter tending to the great benefit of the inhabitants and others have granted unto the ſaid *Hawley* a patent for the ſame during his natural life and the ſaid patent to paſs under the hand of the governor and the ſeal of the colony; the ſaid *Hawley* not exacting above one penny for the ferriage of any of the ſaid inhabitants or paſſengers according to his offer in his ſaid petition.¹⁶

Whereas Captⁿ *Tho^s Willoughby Eſq^r* repreſented to this court that he had lent one barrel of gunpowder containing one hundred weight to accomodate the funeral of Captain *Francis Hook* the late commander of the fort at *Point Comfort* and one of his majeſtys counſillors for *Virginia*, the court hath therefore ordered that the ſaid Captⁿ *Willoughby* fhall be ſatisfied the ſame from the p^{re}ſent captain of the fort out of the powder belonging to the public.¹⁷

Whereas at ſeveral veſtries holden for the Pariſh of *James city*, it was ordered that the church wardens ſhould collect arrearages and wages belonging either to the offices or places of clark or ſexton and forasmuch as the clark of the Pariſh hath informed the board that the ſaid church wardens do not accordingly collect and pay the wages belonging to their ſeveral places, the court hath therefore ordered that the ſaid church wardens that now are and ſo from time to time which hereafter ſhall be, ſhall collect and pay unto the ſaid clark and ſexton their ſaid arrearages and wages due unto them for their ſeveral places aforeſaid.¹⁸

Whereas it appeareth that *Owen Loyd* purſer of the ſhip *Honour* hath counterfeited the hands of *Nathaniel Warren* and *William Nottingham* being ſworn officers for the execution of the laws by which ſaid courterfeiting, the ſaid *Loyd* hath received and paid divers quantities of tobacco, the court doth therefore think fit and [15] order that the ſaid *Loyd* for his ſaid forgery ſhall fine ten pounds ſterling to the king and five pounds to *George Saphire* being the informer and ſhall pay to the ſaid *Saphire* twenty ſhillings for his charges in proſecution and ten ſhillings to two viewers from whence the ſaid counterfeit was p^{re}tended to come and further that the ſaid *Loyd* ſhall ſuffer imprifonment during the governors pleaſure.¹⁹

Whereas *Richard Wiatt* did at this court complain againſt *Richard Crudle* and *Margaret* his wife for a ſcandal and defamation uſed upon him the ſaid *Wiatt* by the ſaid *Margaret* in laying to his charge the getting of her with child which ſcandal the ſaid *Wiatt* p^{re}tended was a mere practice and complotment of the ſaid *Crudle* to force the ſaid *Wiatt* by way of compoſition to clear and acquit him of a debt in tobacco due unto him to which his allegation the ſaid *Crudle* gave in anſwer that he purchaſed her the ſaid *Margaret* his now wife out of an affection for her and with intent to make her his wife of him the ſaid *Wiatt* not knowing vntil a month after marriage that ſhe was with child and that the ſaid *Margaret* his wife when ſhe was in labour of her child did freely confeſs and upon oath declare to the midwife that the ſaid *Wiatt* was the father of the child (of which thing the midwife that laid her in bed made oath in court) and that the ſaid *Crudle* did thereupon arreſt the ſaid *Wiatt* who to avoid the ſhame and diſgrace which he

¹⁴ In the commiſſion party, ten men or more. *Id.* 234

¹⁵ *Id.* 208

¹⁶ Book in genl court office marked No. 1. 1639 to 1642 p 141.

¹⁷ *Id.* 142.

¹⁸ *Id.* 147

¹⁹ *Id.* 147

he might incur by public question for the said fact and also in consideration of keeping the child did give a release to the said *Crudle* for all debts due to him the said *Wiatt* from the said *Crudle* and in further recompense did give him the said *Crudle* a bill whereby he obliged himself to bring over and deliver to him a servant. And the said *Wiatt* again pretended that he was by the arrest forced as well to give the said release as also the said bill to clear his passage for *England* whither he was then going and without his so doing must have stayed to his great prejudice (the ship being then upon her departure) and did seem to offer reasons that the child could not be of his getting, the months being computed from whence he had sight of her the said *Margaret*, and that one Captain *John Preece* since deceased did acknowledge himself to have got the said *Margaret* with child. The court upon hearing the allegations, circumstances and proofs on both sides and not being satisfied with what the said *Wiatt* could allege for himself either in the matter of time of their acquaintance (which was found to be full and competent by computing from the time of his first [16] seeing her to the time of her delivery) or otherwise were of opinion that the said *Wiatt* must in law be reputed father of the child, the said *Margaret* charging him therewith in the time of her travail and did therefore order that the said *Wiatt* should upon demand, in lieu of the servant promised, deliver unto the said *Crudle* a cow with calf or calf by her side and that the said release made from *Wiatt* to *Crudle* should stand firm, he the said *Crudle* giving also to the said *Wiatt* a release of all actions and demands the aforesaid, the aforesaid cow being delivered and that the said *Crudle* shall discharge the said *Wiatt* from all molestation from the parish for the said child and that the said *Wiatt* shall pay all charges that the said *Crudle* hath been at in the said suit either at the office or the ordinary, otherwise execution ²⁰

Upon the petition of *Edward Prince* to this court that whereas *Philip Gayne* hath divers times unlawfully without the privity and consent of him the said *Prince* inveigled one *Catherine Wilkins* a maid servant belonging to him and gotten her with child and since married her: the court doth thereupon order that the said servant shall serve the said *Edward Prince* her full time of service due unto him by covenant and that he the said *Philip Gayne* shall make satisfaction to the said *Edward Prince* for such further damages as he shall hereafter make appear that he hath sustained thereby ²¹

Whereas *William Strong* having been accused to this board that he had a wife in *England* and did notwithstanding go about to marry another in this colony: whereupon he was prohibited by this board until he had cleared himself of the said accusation to proceed in said intended marriage: which said *Strong* having produced several depositions for the clearing of the said accusation and no positive proofs coming against him: the court doth therefore declare him the said *Strong* to be free to marry according to the laws of the church; the bans of matrimony being thrice asked according to the customs of the church of *England*.²²

Upon the humble certificate of *Simon Bowman* chirurgion, representing to this court that whereas *John Hobson* who was lately dangerously hurt by *Owen Hughes* is now perfectly recovered; the court hath ordered that the said *Owen Hughes* who hath been prisoner in the custody of the sheriff for the same ever since the said hurt was done shall be discharged of the said imprisonment; he putting in security for his good [17] abeyance to two of the commissioners for the county of *Charles river*; unless the said commissioners can shew cause to the contrary ²³

Whereas *Richard Wilkinson* was fined at the court holden for the county of *Isle of Wight* for speaking contemptuous words against Captain *John Upton* commander of the said county: And whereas the said *Wilkinson* petitioned this board for respite of the sentence and to rehear the said cause at this board; And whereas it appeareth to this court by the deposition of *William Boulke* that the said Captain *John Upton* did confess that the said *Wilkinson* had asked him forgiveness and that therefore he would be

willing

²⁰ *Id.* p. 95.

²¹ *Id.* p. 125

²² *Id.* p. 130

²³ *Id.* p. 129

willing to have the fine remitted, *the court doth therefore order* that the said *Wilkinson* shall be clearly acquitted and discharged of the said fine ²⁴

Whereas Robert Sudbury and Andrew Perkins who absenting themselves by running away in the woods from the service of their master Captain *John Upton* were this day complained on in court for the same; *the court hath therefore ordered* that the said *Robert Sudbury and Andrew Perkins* shall at the next monthly court holden for the *Isle of Wight* county receive (as correction for their offence) the punishment of whipping. And the said Captain *Upton* is hereby required to see the due execution thereof ²⁵

Whereas complaint hath been made unto this board that *Robert Newman* hath (contrary to an act of assembly in that case made and provided) traded with certain servants belonging to Captain *Samuel Matthews*: And *whereas* it appeareth by a petition exhibited to this board on the behalf of the said *Newman* whereby he confesses that he hath bartered with certain of the said servants to the value of sixty pounds of tobacco, *it is therefore ordered* that the said *Robert Newman* shall satisfy and pay unto the said Captain *Matthews* four times the value so bartered for, being the quantity of two hundred and forty pounds of tobacco as also that he shall suffer one months imprisonment in the custody of the sheriff of *Warwick river* who is required to see due execution thereof according to the true intent and meaning of the said act: And *whereas* it appeareth that the said *Robert Newman* hath been served with process to two several courts for such his unlawful trading and that *Thomas Barnitt* attorney for the said Captain *Matthews* hath given his attendance to process and no appearance hath been made by the said *Newman*, *it is therefore further ordered* that the said *Robert* [19] *Newman* shall satisfy and pay unto the said *Thomas Barnitt* 50 shillings in consideration of his discharge thereby sustained and further that if it shall hereafter appear that the said *Newman* hath so bartered with the aforesaid servants for a greater quantity than then he shall be liable to such further censure as by the court shall be thought fit ²⁶

[18] Redress was given against commissioners or a sheriff who failed in the performance of official duty and assistance was extended when there was occasion for it.

Whereas William Taylor did at the last court by petition inform the board that Captain *Christopher Wormley* being then commander and the rest of the commissioners of *Elizabeth city* had unduly proceeded against him in a cause depending in the said court between him the said *Taylor* and *Richard Pitts*, they the said commander and commissioners refusing oath in the cause and passing judgment against the said *Taylor* without taking any deposition therein while his allegation was not denied by the said Captain *Wormley* and Mr *Thomas Oldis* and other of the commissioners for the said county who were present in court at the hearing thereof; *it is therefore ordered* that the said Captain *Wormley* and the rest of the commissioners shall pay and satisfy unto the said *William Taylor* 400 pounds of tobacco for charges expended in the giving of his said information which hath appeared upon hearing of the cause by the confession of the said commissioners to be just and their proceedings to be erroneous ²⁷

[20] Upon the petition of *Raphael Joyner* under sheriff of *James city* wherein he hath complained to this court that many of the inhabitants of the said county and others being engaged unto him for fees due unto him in or about the execution of his office do notwithstanding refuse to give unto him any manner of satisfaction, *the court hath therefore ordered* that upon sight hereof if any person shall refuse to satisfy him his due fees that they make their personal appearance before the governor and council at *James city* on or before the 18th day of this instant (*april*) then and there to shew cause for such their refusal otherwise exⁿ

Whereas complaint hath been made to this court that *Henry Poole* being in execution at the suit of *Owen Floyd* att^o of *Thomas Allen* of *London* merchant, in the custody of the sheriff of *Elizabeth city* which said sheriff did permit and suffer the said *Poole* to have and enjoy his liberty when and where he the said *Poole* pleased, *the court hath ordered* that

²⁴ *Id* 133, 4

²⁵ *Id* 117

²⁶ *Id* 118

²⁷ *Id.* p. 129

that the said sheriff shall retain the said *Poole* in his custody and not permit him neither with keep nor without to go above twenty paces from the prison until such time as he shall make satisfaction unto the said *Floyd* upon such penalty to be inflicted on the said sheriff as shall be censured by the court

The orders granting probats of wills and administrations of the estate of decedents had now become numerous and letters were made out in due form and signed by the governor. Security for the faithful administration of the estate was given sometimes in the quarter county [court] and sometimes in the county court

[21] *Whereas* it appeareth to the court that Captain *Richard Popely* did two years since kill and make use of a bull belonging to the estate of *John White*, the court hath therefore ordered that the said captain *Popely* shall within ten days pay unto the said *White* 700 pounds of tobacco in consideration of the said bill and 100 pounds of tobacco with cask for forbearance otherwise exⁿ

Whereas it appeareth to the court that *Thomas Harvey* standeth indebted unto *John White* by specialty in the quantity of 773 pounds of tobacco, the court hath therefore ordered that the said *Thos Harvey* shall forthwith satisfy unto the said *White* or his assigns two thirds of the said debt according to the late act in that case provided otherwise exⁿ

That the judgements were preceded by the service of some process and the filing of a petition, is indicated by the following entry

Whereas Humphrey Hamner hath by process arrested *Jeoffrey Pore* to this quarter court upon the 8th day of *April* and the said *Pore* hath accordingly appeared but neither the said *Hamner* nor any for him hath entered any plea or petition against the said *Pore* and for as much as the said *Pore* hath made his appearance and attended the court whereby damages accrue unto him, The court hath therefore ordered that *Humphrey Hamner* shall forthwith pay unto the said *Pore* or his assigns 80 pounds of tobacco for his charges and expenses in his said attendance otherwise execution

Sometimes the court would direct the commissioners for a county at their monthly court to hear and determine matters between particular parties and sometimes it assisted in enforcing the judgement of a monthly court as in the following instance:

Whereas by act of court bearing date at *Westover* in the county of *Charles city* the first of *April* 1639 execution was granted against the estate of *Henry Blackman* mariner at the suit of *Benjamin Carrill* for the quantity of 1100 pounds of tobacco due two years since and for as much as the said *Carrill* allegeth that no part of the estate of the said *Blackman* is remaining in the said county and the said execution is of no validity elsewhere, the court hath ordered that execution should be awarded against the estate of the said *Blackman* at the suit of the said *Carrill* in whose hands soever it shall remain for the foresaid quantity of 1100 pounds of tobacco as also for the quantity of 500 pounds of tobacco for damages for forbearance and charges

[22] 17th Dec 1640

The court hath ordered that every person who shall take up any land shall set up their bounds at the monthly court to the intent that no after claims may be made thereto and that then it be presented to the secretary's office that a patent may be granted for the same ²⁸

8 Oct^o 1640

Upon the petition of Mr *Thomas Hampton* minister of *James city* to have 200 acres of glebe land granted unto him according to his majesty's instructions in that behalf: And *whereas* there is already belonging unto the rectory of *James city* parish 100 acres of glebe, the the court has therefore ordered that a survey be made of one other hundred acres of land back into the said woods behind the aforesaid hundred acres already laid out, to the intent a patent may be granted unto the said Mr *Hampton* and his successors for the land provided the said survey do not infringe the right of any other person ²⁹

9th Dec

²⁸ Book in genl court office marked No 1. 1639 to 1642

²⁹ *Id.* 368

9th Dec 1640

Whereas many controversies do daily arise between the *Plishioners* and ministers throughout the colony concerning the payment of their duties to the said ministers, the Court intervening to rectify such disorder *do hereby declare and pronounce* that all *Plishioners* shall pay unto their several ministers their tythes and duties according to an act of assembly in that case provided *viz* one bushel of corn and ten pounds of tobacco *℥* poll for every tithable *ℙ*son to the said ministers and one peck of corn *℥* poll for every tithable *ℙ*son to the clarkes and sextons and the said ministers are to allow unto their clarkes and sextons a proportionable satisfaction in tobacco according to the act.³⁰

12th of Dec 1640

Whereas by the last grand assembly there was an overplus of twenty pounds of tobacco *℥* poll allowed over and above the 160 pounds *℥* poll thereby to support and defray public duties and charges whereof the 20 pounds *℥* poll for every tithable *ℙ*son is disposed of by the said assembly *viz* to the ministers ten pounds *℥* poll which we conceive according to former act of assembly is to be collected by the church wardens of every *Plish* respectively and the other 10 pounds *℥* poll in the said act expressed is disposed to other public uses as by the said act and to be collected by the several sheriffs but the 20 pounds *℥* poll for untithable *ℙ*sons is left undisposed of by the said assembly nor ordered by them to be collected: *It is therefore ordered* that the said overplus of 20 pounds *℥* poll for every untithable *ℙ*son which is given up in the list to be planted for shall be collected and levied by the several sheriffs of every county and be reserved and deposited in their custody, to be disposed of by the next grand assembly to such uses as they shall appoint and in case that any *ℙ*son shall not make payment thereof according to the true intent of this order, it shall be lawful [23] for the sheriffs of each county to distrain as they have been enabled and authorized in case of former public levies.³¹

14 Oct^r 1640

Whereas it appears that *Francis Morgan (que Moryson)* high sheriff of the county of *Charles river* being appointed to collect and receive the levy belonging to *Mr George Sandys* (agent for the country) given unto him by the last grand assembly: And *whereas* it appeareth that by the neglect of those that were employed by the said *M* to receive the same (especially by the neglect of *Samuel Walkeys* his then under sheriff) that the said tobacco was so much damnified as great *℥*t thereof was altogether unmerchantable only by such neglect and ignorance of the receiver thereof, *the court hath therefore ordered* that the said *Mr M* shall forthwith satisfy unto the said *Mr Sandys* or his assigns the full quantity of 4,102 pounds of regulated tobacco being good and merchantable and that the said *M* shall have his remedy against all receivers, his said under sheriffs or other *ℙ*sons who were employed in receiving the same and by whose means the tobacco was damnified and that the said *M* shall have power to make the best advantage to his best use of said tobacco as yet remaining unstript in whose hands soever the said tobacco remaineth.³²

29th April 1640

Whereas divers have been delinquent in paying the country levies until the time for receiving of tobacco was too far spent: And *whereas* divers have paid their tobacco unstript, *the court doth therefore order* that all such *ℙ*son or *ℙ*sons for such tobacco as he shall pay unstript, he or they shall allow 30 in a hundred being unstript and forbearance after the rate of 8 *℥* cent for the year.³³

19 Oct^r 1640

Upon the motion of *Roger Wingate* Esq his majesty's treasurer for *Virginia* to have the sheriffs to collect and receive his majesty's rents, *the court doth therefore think fit to order*

³⁰ *Id.* 379³¹ *Id.* p 388, 9³² *Id.* 316, 17³³ *Id.* 535 [The number is so given by Mr. *Robinson*. It is manifestly erroneous.—Editor.]

order and appoint that the said severall sheriffs of the severall counties do accordingly gather and levy his majesty's rents as aforesaid according to the act of assembly, they the said sheriffs having first notice and directions from the said treasurer or his assigns and that the said sheriffs shall have power to distrain upon the goods of such persons refusing to satisfy the same the said Mr Wingate allowing unto the said sheriffs reasonable recompense for such their pains: Provided they gave a true account thereof to the said treasurer or his assigns at every next ensuing quarter court ³⁴

19th Oct^r 1640

Upon the petition of *George Read* gent represented to the board for and on behalf of Mr *Richard Kemp* Secretary of State for this colony that they would be pleased to settle and confirm some order for the said secretary or his deputy might receive the fees belonging and due to the place of secretary or the clerks belonging to the office in regard the inhabitants of the colony from whence any fees are due may seem scrupulous in the payment thereof in tobacco by reason of the late assembly having set a price thereon: And *whereas* we find that for the most part the said fees have grown due before the last assembly and formerly rated to be paid in [24] money which here cannot be expected in regard the principal commodity in the country is tobacco, *the court hath therefore thought fit and accordingly ordered* that all fees whatsoever either belonging to the said secretary, his deputy, the clerke of the said office, sheriffs or the inferior clerkes of the monthly courts be paid unto them and every of them at the rate of 40 pounds of tobacco per cent stripped and smoothed according to act: And the sheriff of every county is hereby required according to an act of assembly in that case provided to be careful in collecting and gathering in the fees belonging to the said office and place of secretary and the clerkes thereof: And whosoever shall refuse to satisfy and pay the said fees or any part thereof that the said sheriffs shall hereby have power to distrain upon his or their goods so refusing to satisfy the same as aforesaid ³⁵

1st August 1640

Captain *William Claiborne* Esq^r one of the council of *Virginia* formerly in the beginning of *May* last presented to the Court a petition to his majesty about the erection of an office for the keeping of the colony seal which petition had in *England* been referred by his majesty to the sub-ministers for foreign plantations and upon their report to his majesty and recommendation of the petitioner and the conveniency of his suit was again referred by his majesty to the governor and council: And *whereas* Mr *Richard Kemp* was then required to attend the answering thereof yet did notwithstanding presently depart the colony, the court now taking the said petition into consideration do find that the establishing of such an office hath and is necessary in this colony ³⁶ especially since the growth thereof by which businesses have been multiplied that from the infancy of the plantations have continued as involved in the secretary's place and so at length proved inconvenient to the inhabitants and discommodious for the service, all offices here passing under the hand of one man which elsewhere are executed by many: Therefore in obedience to his majesty's pleasure expressed in his gracious reference to the board, it is by them thought fit that the said Mr *Claiborne* shall be admitted to the said office of keeping of the colony seal and that there shall belong to the said office, the sealing of all patents, charters, grants and commissions and whatever else hath been usual here to be appointed to pass the great seal and to be inrolled in the office after they have been inrolled in the secretary's office when they pass the signet under the governor and council and precedents in the way of chancery; that the filing of all petitions and answers and interrogatories as also the making out and sealing of all subpoenas either *ad respondendum* or *ad testificandum* and all other writs issuing as out of chancery shall belong to this office: and *whereas* it is conceived that great ease and benefit shall hereby arise to the colony, therefore

³⁴ *Id* 336, 7.

³⁵ *Id* 337, 8.

³⁶ See order in *Panton's* case *ante* p

therefore that no p^tence may be made of burthening [25] the inhabitants, *it is ordered* that the appointing of the fees belonging to this office for the severall p^{ar}ticulars aforesaid shall be referred to the general assembly. It is not thereby intended to p^{re}judice the secretary's office in any thing that may be thought p^{ro}p^{er}ly to belong unto it. And that a large p^{ro}portion and employment yet remains to it, let these severall offices with all the p^{ro}fits coming thereby be considered of.

First, the answering and writing of all letters directed to or sent from the governor and council

2^{dly} All things which pass the governor's hand or the signet and the recording of them in which is included a multiplicity of business as patents, commissions, charters, freedoms, extraordinary warrants some of which are after to be enrolled again and pass the great seal

3^{dly} Papers for all p^{er}sons departing the colony

4^{thly} Licenses to trade; to hunt wild hogs; to go aboard ships &c

5^{thly}. p^{ro}bats of wills, administrations, recording wills, inventories, accounts, licenses for marriages and all things belonging to the p^{ro}rogative court which includes much business and great p^{ro}fit.

6^{thly} all exp^{re}ss and writs and all business for trials by common law, all these judgments, orders of court, fines, alienations, search of record, copy of all these.

7^{thly}. All things that p^{er}tain to the admiralty ³⁷

Feb 20. 1640 or 1641

The court hath ordered that all those who have been or shall be appointed to be commissioners for any of the severall counties within the colony and shall afterwards remove their habitations and residences out of the county wherein he or they have been or shall be appointed commissioners as aforesaid, that then he or they so removing shall neither act in commission for the said county from whence he is removed nor be accounted for any of the said commissioners ³⁸

Feb. 20, 1640 or 41

The court hath ordered in regard of the remote distance of *Accomack* from the court at *James city* that the commander and commissioners there shall have power to determine all causes between the inhabitants of the county not exceeding the sum of twenty pounds *sterling* or four hundred pounds of tobacco p^{ro}vided that *Argall Yeardly* and *Nathaniel Littleton* Esquires or either of them be p^{re}sent thereat ³⁹

13th April 1641

Whereas Captain *John Upton* commander of the county of *Isle of Wight* being to take his voyage for *England* together with Mr *Anthony Jones* one of the commissioners of the same county hath represented to the board in the behalf of the county that Mr *Peter Knight* and Mr *James Tuke* might be added to the commission of the said county for the better strengthening thereof and that Mr *Joseph Salmon* might execute and exercise the place of commander in the said Captain *Upton*'s absence, *the court hath therefore ordered* that the said Mr *Knight* and Mr *Tuke* shall be added to the same commission as youngest commissioners and that the said Captain *Upton* shall hereby have power to depute the said Mr *Salmon* to exercise the place of commander in his absence as aforesaid.⁴⁰

[26] *April 7, 1641*

Whereas Captain *Richard Morrison* captain of his majesty's fort at *point comfort* hath petitioned the board that he might have liberty to take his voyage for *England* in regard of many and important occasions there requiring him as also in respect that the said captain is subject to sickness for which he intendeth to seek better means and remedy than

³⁷ Book in Genl Ct office marked No. 1. 1639 to 1642 p 352, 3

³⁸ *Id* 453

³⁹ *Id* 453

⁴⁰ *Id*. 498

than can be here obtained and in regard that the said captain leaveth behind him a sufficient deputy to execute his said place which his commission gives him power to do as also hath promised to return back by the first ship for which Mr Robert Morrison brother of the said captain engaged himself, *the court hath therefore accordingly ordered* that the said captain shall have his license granted him to take his voyage for *England* as afore-said.⁴¹

[27] June 3. 1640

Whereas it appeareth that William Chittwood bought of Stephen Gill one maid servant by the name Elizabeth Williams with intent to marry the said servant, the bans of matrimony being thrice asked between the said parties and *forasmuch as* the said Chittwood hath dishonestly gone about to forsake the said maid with whom he was so contracted with an intent to reconfine the said Elizabeth to longer servitude which the court taking into consideration as a matter solely violating the faith and honesty of the said Chittwood and likewise tending to the much damage of the said Elizabeth *doth order and adjudge* that the said Chittwood shall within ten days consummate matrimony with the said Elizabeth Williams or else that the said Elizabeth shall be free from the said Chittwood giving unto him 500 pounds of tobacco for her freedom.⁴²

21 June 1640

Whereas it appeareth to the court that Thomas Bates servant unto William Beard hath used the company of the said Beard's wife in the night scandalously and unlawfully: And *whereas* his said master hath sworn the peace against the said Bates, *it is therefore ordered* that the said Bates shall at two of the clock in the afternoon, at the most public place in *James city* receive 30 stripes at the whipping post and shall stand bound to the peace for his good bearing and further for his said offence as an example to deter others from the like grand enormity shall after his time of service expired with his said master serve the colony for the space of two years unless his behavior shall in the interim deserve better: And further *whereas* the said Beard hath complained against the lewd and idle life of his said wife which the court taking into consideration and having intelligence that his wife is great with child and therefore not without danger to receive corporal punishment, *doth respite* her punishment until further order from this Court.⁴³

June 4. 1640.

Upon the petition of Thomas Phillips *whereas* he complaineth to the Court that much of his estate is disposed of and embezzled to sinister purposes by his wife in his absence and that part of the said estate is in possession of Stephen Hamblen, John . . . and Nicholas Coming, *the court hath ordered* that a warrant shall issue out against the parties at the suit of the said Phillips and that he shall hereby have [28] power with the assistance of a constable to search all said houses as he justly suspects wherein any of his said goods may be found and that the said goods so found shall be seized on and remain in the custody of such officer as shall be employed in the said search until the said Phillips shall make appear that said goods do of right belong unto him.⁴⁴

15 Oct^r 1640.

Whereas it appeareth to the court by several depositions that Captain Thomas Herrick hath abused Mrs Sely by calling her scold and other unbecoming language, *the court hath therefore ordered* that the said Captain Herrick shall in the open court now holden at *James city* make public acknowledgment of his offence to the said Mrs Sely or to remain prisoner in the custody of the sheriff of *James city* until he perform the same and that all other differences between the said Captain Herrick and Mrs Thomas Sely be respited until the first day of the next quarter court.⁴⁵

13th of April

⁴¹ *Id* 477, 8

⁴² Book in Genl Ct office marked No. 1. 1639 to 1642 p 173

⁴³ *Id*. 188, 9

⁴⁴ *Id*. p 176.

⁴⁵ *Id* p 320

13th of April 1641

Whereas it appeareth to the court by severall depositions that *Jane Rookens* hath abused and scandalized the wife of *George Barker* by calling her a witch which the said *Rookens* doth not remember but denyeth in open court and is sorry for the same offence with which she the said *Barker* was very well satisfied, the court hath therefore ordered that *William Rookens* husband of the said *Jane* forthwith pay unto the said *Barker* expenses and charges of court on this behalf sustained, otherwise execution ⁴⁶

8 Oct^o 1640.

Whereas it appeareth to the court by severall depositions as also by the confession of *Stephen Reekes* mariner that he the said *Reekes* hath spoken and divulged words of dangerous consequence concerning the king's most excellent majesty viz that his majesty was at confession with the Lord of *Canterbury* &c, the court hath therefore ordered that the said *Reekes* shall upon the 9th of this present *October* stand in the pillory with a paper on his head expressing his offence from the hours 9 until 11 in the forenoon and shall pay fine to his majesty of 50 pounds *sterling* and suffer imprisonment during pleasure ⁴⁷

17. Oct^o 1640

Whereas *Francis Willis* hath scandalized and in contempt of the present government disabled the judgment of the governor, council, and burgessees by saying that they made unjust laws at the last grand assembly and that they did things imbecilely [imbecilely] which he would alter, to the great disparagement of the said assembly and further the said *Willis* (being the clerk of the court for the county of *Charles river*) affirmed that the commissioners did such unjust things there, as that they durst not shew their faces to answer at *James city*, all which appeareth by the depositions of *Arthur Price*, *John Clarkson* and *Hercules Bridges*: The court upon a due hearing and examination of the cause and finding the said *Willis* to be delinquent in the premises, as a punishment for so heinous a crime [29] and to deter others from the like enormity do order and censure that the said *Willis* shall stand at the court door with a paper on his head expressing his offense, be disabled for being a clerk or attorney in any court or courts throughout the colony, pay 8 pounds *sterling* for charges to be equally divided between the informer and witnesses, pay a fine to his majesty of 20 pounds *sterling* and suffer imprisonment during the governor's pleasure ⁴⁸

13th Oct^o 1640.

Whereas it appeareth to the court that *Stafford Barlowe* under sheriff of the county of *Henrico* hath misbehaved himself towards the commissioners and slandered divers others of good quality in the said county and was therefore at a court there held, censured by the said commissioners to be whipped thereupon, the said *Barlowe* hath complained to the board against the commissioners for injustice done by them unto him: Now the court upon due examination of the business on both sides do give their opinion that the said punishment was justly inflicted on the said *Barlowe* for his said offence ⁴⁹

9th Dec 1640

Whereas *Henry Elston* hath complained to this board against Captain *Thomas Harris* commander of the county of *Henrico*, pretending that the said Captain *Harris* had unjustly punished him which the court upon examination do find that his misdemeanor towards the said Captain *Harris* justly deserved much more, he the said *Elston* having sung and published certain libellous writings to the great disparagement of divers in the said county, the court hath therefore ordered that the said *Elston* shall make public acknowledgment of his offence against the said Captain *Harris* in the parish church of *Henrico* at the time of divine service and stand committed until he put in security for his good behavior ⁵⁰

5th April⁴⁶ *Id* p 498⁴⁷ *Id* p. 308. On the 19th of the month, one half of the fine was on the petition of *Reekes* remitted. *Id* p 334.⁴⁸ *Id.* p. 329⁴⁹ *Id* p 315⁵⁰ *Id* p. 378, 9.

5th April 1641

Whereas it appeareth to the court by several depositions remaining upon record that *Philip Dyer* master of the ship *George* did at his coming into the colony pass by his majesty's fort of *point comfort* and contrary to the obedience and respect to be given to the said fort and contrary to the usual custom and order did not cast anchor within command of the said fort and the said captain going on board demanded the duty of the fort which the said *Dyer* underundry pretences and delays refused to satisfy him thereupon being arrested and by the said captain in his majesty's name commanded to go ashore he the said *Dyer* refused and with scurrilous terms abused the said captain, contemning and flighting his authority, the court taking the premises into consideration and to deter others from the like misdemeanor do order and censure that [30] the said *Philip Dyer* shall pay a fine to his majesty of 15 sterling and to the said captain for the great injury and dishonor unto him 15 sterling and all charges expended by the said captain in or about the same, otherwise execution ⁵¹

June 13. 1640

Whereas it appeareth that *Thomas Strowd* was by act of court bearing date at *James city* the 14th of March 1638 fined to *Edward Whittakers* in the quantity of 100 pounds of tobacco for defaming him the said *Whittakers* and the said *Strowd* petitioning the board for a rehearing of the same, pretending the said fine to be unjustly imposed upon him, the court taking notice thereof and finding that the reason that the said *Strowd* was then fined was not by any defamation of him the said *Strowd* against the said *Whittakers* but through an ignorant mistake of *John How* cowkeep to Mr *Secretary Kemp*, the court doth therefore order the same *John How* shall at the expiration of his time pay unto the said *Whittakers* 200 pounds of tobacco and said *Strowd* shall be discharged of the said fine and all other charges, satisfying unto the said *Whittakers* at the next crop 50 pounds of tobacco ⁵²

Oct^o 17. 1640

Whereas *Robert Sweat* hath begotten with child a negro woman servant belonging unto Lieutenant *Sheppard*, the court hath therefore ordered that the said negro woman shall be whipt at the whipping post and the said *Sweat* shall tomorrow in the forenoon do public penance for his offence at *James city* church in the time of devine service according to the laws of *England* in that case provided.⁵³

March 31 1641

Whereas it appeareth to the court that *John Graweere* [?] being a negro servant unto *William Evans* was permitted by his said master to keep hogs and make the best benefit thereof to himself provided that the said *Evans* might have half the increase which was accordingly rendered unto him by the said negro and the other half reserved for his own benefit: And whereas the said negro having a young child of a negro woman belonging to Lieut. *Robert Sheppard* which he desired should be made a christian and be taught and exercised in the church of *England*, by reason whereof he the said negro did for his said child purchase its freedom of Lieut. *Sheppard* with the good liking and consent of *Tho: Gooman*'s overseer as by the deposition of the said *Sheppard* and *Evans* appeareth, the court hath therefore ordered that the child shall be free from the said *Evans* or his assigns and to be and remain at the disposing and education of the said *Graweere* and the child's godfather who undertaketh to see it brought up in the christian religion as afore said ⁵⁴

[31] Mr. *George Menifye* Esq^r this day presented in the court an indian boy of the county of *Tappahannak* christened and for the time of ten years brought up amongst the english by Captain *William Perry* deceased and Mr *George Menifye*: the indian was examined

⁵¹ *Id.* 472⁵² *Id.* 199⁵³ *Id.* 328⁵⁴ *Id.* 464

examined and found to have been well instructed in the principles of religion, taught to read, instructed to writing: and *whereas* there hath formerly been given by will, a stock of three hundred pounds *sterling* by *Nicholas ffarrar* late of *London*, merchant, deceased, by the indians, whereof 24 pounds *sterling* was yearly to be paid to any *¶*sons that should bring up three of the indian children, the said *M^r Menifye* for his better supportation in the education of the said indian boy desires certificate from the court of the bringing him up and instructing him in christian religion as is said: the governor and council approving and commending the care that hath been used towards this youth, *have condescended* to the request of the said *M^r Menifye* and have thought good to recommend hereby his suit for the allowance of 8 pounds *¶ annum ¶*t of the said 24 pounds towards the maintenance of the said youth and to that purpose in testimony of the *¶*mises have thought good to cause the seal of the colony to be hereunto affixed. Given at *James city* the tenth day of *June anno domini* 1640.⁵⁵

[32] 23 June 1640

Whereas Arthur Price hath complained to this board that he hath lately stolen from him by an indian one gun, one pair of breeches, and one shirt and the said indian being by him suspected to be the indian formerly living with *M^r Anthony Panton*, the court hath therefore ordered that the said *Arthur Price* shall hereby have power to detain in his custody the next indian who shall come to his house and confesse himself acquainted with such indian who stole the said gun, breeches and shirt until they be brought back by the indian that stole the same ⁵⁶

12 Decr 1640

Whereas certain goods being stolen by an indian out of the plantation wherein *John Burton* liveth, whereupon the said *Burton* meeting with another indian and supposing him to be the same who had formerly stolen the said goods, the said *Burton* did violently kill the said indian which hath since upon due examination proved not the same which had stolen the goods as aforesaid whereby much danger may arise unto the said *Burton* or some other of our nation in revenge of the death of the said indian so killed by the said *Burton*: The court hath therefore ordered that the said *Burton* shall remove his habitation out of this county wherein he now liveth and pay a fine to his majesty of 20 pounds *sterling* and to stand committed until he put in security for his good behavior ⁵⁷

14 Dec 1640

Whereas John Burton was upon *Saturday* last fined in the sum of 20 pounds *sterling* to his majesty for his contempt in killing of an indian for the remission whereof he hath now petitioned to the board and for as much as hath likewise by some of his great men interceded to the board on the said *Burton's* behalf and have certified that they are satisfied concerning the same, the court hath therefore remitted his said fine provided that he enter into recognizance for his good behavior ⁵⁸

15 Dec 1640

The court hath ordered that a patent shall be granted unto the Indians of *Accomack* for 1500 acres of land upon the eastermost shore of the seaboard side and that a new survey thereof be made at the appointment and discretion of *M^r Yeardly* and *M^r Littleton* and that the right of 200 acres there already granted unto *Philip Taylor* be not thereby infringed and after a true survey taken thereof, a patent to be made for the said land for the use of the said indians ⁵⁹

[33] Decr

⁵⁵ Book in genl court office marked No. 1 1639 to 1642 p 202

⁵⁶ Book in office of genl ct. marked No. 1. 1639 to 1642 p 200

⁵⁷ *Id.* 387

⁵⁸ *Id.* 390. [Mr. *Robinson* has written on the side of this paragraph: "perhaps *Opechancanough*."—Editor.]

⁵⁹ *Id.* 391

[33] Decr 17 1640

The court hath ordered that whatsoever neat cattle or other shall stray away from the owner thereof and that the marks thereof being fixed at the court door at James city for the space of a quarter court and no lawful claim made thereto that then it shall and may be lawful for the governor to make use and dispose of the same ⁶⁰

According to Mr Hening Sir Francis Wyatt continued governor till february 1641 and then came Sir William Berkeley in governor.⁶¹ It has however already been stated that Sir Francis Wyatt was fitting in court as governor as late as the 15th of April 1641 ⁶² and there is a grant by him as governor bearing date the 23^d of that month ⁶³ But in addition we have proceedings of the quarter court at James City in December 1641 and in January and february following, at which he was present. The latest day of february on which he is entered as present is the third. Genl Ct. orders No. 2 p 1 to 36

The following orders were entered during this period

No: 2

- p 4, 5 in relation to John Wiseman, case of slander
- 5 in relation to letters of administration
- 8 about Accomack tythes also p 30
- 14 savages to do penance &c (partly copied)
- 15 *Lawrence v Bond* for slander of wife
- 22 Assembly to be summoned for 10th of January 1641/2
- 25 Commissions to trade
- 26 Richard Lee made clerk of the Council
- 27 Assembly to be summoned for 15th of March 1641/2
- 27, 28 Commissioners, captains &c to continue in force till further order
- 28 Upon the death of Roger Wingate, Richard Morrison elected to the council. Various other councillors sworn.
- 29 Governor to sign patents without waiting for new treasurer
- 30, 31 Judgment for defaming the governor
- 35 Commissioners added for Accomack & Charles City

[75] In a Roll N^o 10.

- 1 The 9th July 1630. Doctor John Pott late Gov^r Indicted arr. & found guilty of stealing cattle. 13 Jurors 3 whereof Councilors. This day wholly spent in pleading. next day in unnecessary disputation Pott endeavouring to give Mr Kingsmill one of the witnesses ag^t him a hypocrite by a story of Gusman of Alfrack the Rogue. In regard to his quality & practice Judg^t respited till the K's. pleasure known & all the Council became his Security.

July 13. 1630. W^m Mathews Serv^t to Hen Booth Indicted arr. & found guilty of petit trea: by 14 Jurors Judg^t to be drawn & hanged.

Sept. 14. 1630 Cap^t. Mathews to have sole trade in the bay a year for building y^e fort at pt. Comfort & after that the Gov^r and Council to have y^e benefit thereof.

- 2 170 men levied to go & Search Silver mines. for scandalous Speeches ag^t Gov^r & Council Daniel Cugley Sentenced to be pillory'd but was forgiven.

- 3 Sept. 17. 1630 Hugh Davis to be soundly whipt before an assembly of negroes & others for abusing himself to the dishon^r of God and shame of Christianity by defiling his body in lying with a negro. w^{ch} fault he is to atk. next sabbath day.

8^{ber} 8. 1630 Cap^t Jn^o West & Cap^t. John Utie feat Chiskiaak on pamunky River & have 600 acres a piece for it.

⁶⁰ Id 396

⁶¹ 1 Hen. Stat. p 4

⁶² Ante p

⁶³ Genl court deed book No. 1

- 4 *Dec.* 16. 1631 Because *Edw. Grymes* lay with *Alice West* he gives secur not to marry any wom. till further ord^r from the Gov^r & Council.
- Dec^r* 7. 1630 Q^{ter} Court levy 100 000^{lb} Tob^o on tith^a ~~þ~~sons for y^e fort at *p^t Comfort* and app^t Com^{rs} of y^e peace.
- ffeb.* 23. 1630 ~~þ~~jury punished by pillory & los of ears.
- 5 *ffeb.* 24. order to p^{ceed} in the salt work at *Accomack*.
- March* 12. 1630 Land given to undertakers saw mills.
- [76] *Ap^t* 26. 1631 An Inq^t on the body of *W^m Stogdill* found *felo de fe*.
- 6 *March* 25. 1630 *Tho Tindall* to be pillory'd 2 hours for giving my L^d *Baltimore* the lye & threatening to knock him down
- Ap^t* 27. 1630 A fine of a house and garden ack^d
- 8^{ber} 6. 1631 Ord^{rs} of Court under Signett. Three men layd neck & heels during divine Service for nicknaming houses abusing men & their wives & night walking & if they do so again serve Colony 1 year 1st time 2 y^{rs} 2^d 3 years 3^d time & so forward
- 7 6. 8^{ber} 1631. a Councillor failing to attend Q^{ter} Court to be fined 40s. to the Gov^r The first Informer of any slanderous reports of Gov^r or Council were to have y^e fine. this day one was whipt & lost his fine for concealing such slander. Henceforward a Court every *Monday* 14 night to be held at *James City*, one Counsellor to be there. All of em to take their turns. Secretaries &c fees being in Tob^o when 12^d ~~þ~~ lb are now altered to money at that rate because Tob^o is fallen Secretary to take up for his place 600 acres of Land as near as he can to *James City*.
- June* 13. 1632 p^{vo}st Marhall wth one chosen by Ex^r or Adm^r to app. all dead men's estates fee 10 ~~þ~~ cent to be divided.
- June* 14. Gov^r to ~~þ~~ly with *Chickahominy* Indians. *W^m Gallop* & *Jane Champion* wife of *Percival Champion* Indicted by G^d Jury for murder & concealing y^e death of y^e f^d *Jane's* child supposed to be got by y^e f^d *W^m* pleaded, found guilty by petty Jury & sentenced to be hang^d *W^m Musgrave* Indicted for murder found Chance medly by pettit Jury & acquitted paying fees.
- [77] 30. 7^{ber} 1632 a peace with *pamunkys* & *Chick^a* Indians but a p^{ec}l issues not to ~~þ~~ly wth or trust them.
9. *Jan^r* 1632 mischiefs done by said Indians & every 20th man sent to ~~þ~~ly wth 'em.
- 8 1. *ffeb^r* 1632. Two maids got wth child at sea ord^d to be sent back again.
24. *June* 33. a woman, *Marg^t Hatch* Indicted for murdering her child pet. Jury find her guilty of manslaughter sentenced to be hang^d pleads p^{gn}ancy & Jury of Matrons find her not p^{gn}ant.
31. *Aug^t* 33 The Gov^r surrenders 500^a at *Archers hope* & has in lieu 500 at *powhatans* swamp near *Powhatans* tree.
5. *June* 33 Two men ord^d to serve y^e Governor each a month for dealing & ~~þ~~ling wth Indians & to give each witness against them a daies work
- 9 *Dec^r* 33 The Comp^{as} Gov^r used to grant patents here and after y^e Comp^a confirmed them, and after their dissolu^{con} The K. confirms all patents made in their time agreeable to their laws
- 7 *Dec^r* 33 Min^{rs} dues all put together and equally divided between them Yet D^r *Pott* and m^r *Minesie* having sent for m^r *Ponton* a min^r out of *Engl^d* get exempted from that gen^l order & 80 tithables made ap^{ar} for f^d *Ponton*.
- 10 When large tracts of land were peti^{con}ed for & the Gov^r & Council were willing to grant it they used to recom^{end} it to the Kings Comⁿ for the affairs of this Colony for confirmation
- The Secretary has power to lease y^e land belonging to his place at *Accomack* for 21 years. 10 *Dec^r* 1633.
- ab^t this time Sec^{ry} *Hen. finch* turned out
- See Roll N^o 11, page 76

[78] Roll N^o 11, June 11. 1634

[The date here means simply, it is thought, that the Roll began in June 1634]

11 7 8^{ber} 1634 *Henry Coleman* Excommunicated for 40 daies for using scornfull
speeches & puting on his hat in Church when according to an ord^r of Court he was
to a^{ck} and ask forgiveness for an offence.

7 The Gov^r & Com^{rs} of *Maryland* complain of evil practices of Cap^t *W^m Clay-
borne* with y^e Ind^{ns} to y^e subversion of both colonies for w^{ch} he is confined at *Ja City*
till witneffes ex^a ag^t him. July 34.

23 This day viz 6 Dec. 1634 was read the decl from privy Council dated 24 July
1634 wherein his M^{ty}s pleasure was signified that the like p^{ro}portions of Land should
be granted to every freeman of this Colony as was due before the year 1625.

25 The Compl^t of *Maryland* Com^{rs} ag^t *Clayborn* heard & wit. Ex^a & he & the
dep^o &c sent to *England* 8. Dec^r 1634 *Leon Calvert* Gov^r of *Maryland*.

30 A Jury ord^d in Debt

Mr *Rich Kemp* Sec^r in ffeb^y 34.

176 Mr *Ponton* abuses Mr sec^r *Rich Kemp* by calling him *Jackanapes* & faying y^e
King was misinformed of him that he was unfit for his place wou^d be shortly
turn^d out as y^e other secr^y was that he was poor and proud & that he^d preach ag^t
his pride of a Lock he had tyed up with a ribbon as old as *Pauls*

174 10 O^{cl}. 1835 [1635] Sheriffs app. for the sev^l Counties.

Acts in 1634. among w^h one is that y^e Sec^r or his deputy attend his office from
8 to 10 morning & from 2 till 4 evening. except *fundaies* & holy daies

29 Apl 1635. Ord^d that during vacancy of y^e Gov^r the sec^r should sign Com-
missions & passses & discharges for ships and manage y^e affairs of the Indians

An assembly to be called to receive compl^{ts} ag^t S^r *Jno. Harvey* on y^e pet. of
many inhabitants to meet 7 May

[79] On 28 apl. 1635 S^r *Jno Harvey* thruft out of his Govrn^t & Cap^t *Jno. West*
acts as Gov^r till the Kings pleasure known

12 In 1634. The Country divided into 8 shires w^{ch} are to be governed as the
shires in *Engl^d* the names of y^e shires are *James City*, *Hen^{co} Ch^a City*, *Eliz City*,
Warwick River, *Warofquoyacke*, *Cha. River* & *Accomack*. And Lieutenants to be
app. y^e same as in *Engl^d* & in a more especial manner to take care of y^e warr ag^t
Indians. And as in *Engl^d* Sheriffs shall be elected to have y^e same power as there
and Serjeants & bailiffs where need requires.

13 Com^{rs} instead of 5^l causes may determine 10^l causes and one of y^e Council to
have notice to attend & assist in each Court of shire. Com^{rs} appointed,

L^d *Baltimore* sends ord^s to Cap^t. *Clayborn* to quit this Colony & come to his
y^e L^{ds} plantⁿ to wh. he belongs The opⁿ of the Council ag^t it My L^{ds} Pat^{ent} now
in dispute in *Engl^d*

Roger Delk outlawed for Debt & a Cap. ut log [*Capias uilagatum*] to ifs.

Randolph Ms

King *Charles* the 1st on 16 June in his 14th year gives the governor & council
all fines and amercements . . .

[Book No. 12]

[82] 14 Lere of Adm^{on} signed by Gov^r *Wyatt* on Or^d *Cur*.

21 The p^{ro}clama^{con} about Tob^o meⁿcoⁿd in 3^d act made in 1639.

30 The Kings Ler commanding assistance to *Henry Lord Maltravers* in seating
Carolina to whom it was granted

34 Sir *John Zouch* & his son began upon an iron work w^{ch} came to nothing their
p^{ar}tners failing them

A Bishop Court grants adm^{on} *Cum Testameto* of Sir *John Zouchs* will.

83. 37 Q. Court held at *James City* 8 ap^l 40. see 11th act, 1639. A Judgm^t according to the 8th Act 1639.
- [83] 38. A Bull valued p^{r} *Cur* to 700 Tob^o a 3^d p^{r} lb a judgm^t acc. to the 2^d act 1639. Execu^{co}n could not be iff^d till after 10 daies
39. Damages & Cofts upon a non fuit 80^l Tob^o
89. 40 *Anth^o Pantony* [*Panton*] Clk in 38 when *Harvey* Govr being Banished in Ap^l 1640 *Cur* receive an order to suspend the sentence from the privie Council. Sev^l admoⁿs granted.
- 41 At Cap^t W^m *Hawleys* motion (he was Dep Gov^r of *Carolina*) an order made in favour of my Lord *Maltravers* p^rpriet^r of that Colony.
A midwife adm^d. an oath to a p^rgn^t womⁿ & y^e child born in marriage adj^d an other mans.
- 44 Sir *Jno. Harvey* Kn^t late Gov^r is now Councilor and has been a great while.
- 54 A Sherif acco^{ts} and a *quietus est* granted him.
- 47 Satisfac^on of a Judg^t ack^d
A Grand Jury ret^d an Indi^ctm^t for murder *Ignor^s* and y^e prisoⁿr after p^rcl acquitted & cleared.
48. 62. An App^l from monthly to Q^{ter} Court.
Admoⁿ revoked on p^rducing a p^rbate granted in *Eng^d*
Sr *Jno. Harvey* being in debt the Court ord^d that all his land be sold to pay his debts but he is to have his life in it. And so is his p^rsonal estate to be sold excepting some Stock & furniture for his Subsistence.
- 49 A pettit jury for murder 24 men, for felony but 12. both not guilty disch^d by p^rclamⁿ Runaways whipt.
- 50 for dealing wth servants punis^{hm}t 1^{mo} Imprisoⁿm^t & 4 times value Special
- [84] 51 bail given Causes refer^d by Q^{ter} to Monthly Court to determe *Nihil Dicit definitivo*[e]
A Burge^s is allowed his necessary expences & monthly Court ord^d to levy it acc. to act. A Jury ord^d in a cause ab^t Land *Ap^l*. 1640.
- 52 phisitians acco^t & funeral exp. p^rferred to all other debts Judgm^t of affetts by consent p^{r} ties a judg^t in L^d cause without a Jury ref to auditors report to be made to Court.
- 53 ref to M^o *Cur*. to report to Q^{ter} Court ref to Arbitrators by consent
- 54 An erroneous Judg^t (as adjudged) given by Com^{rs} of M^o Court for w^{ch} the Com^{rs} are fined. A man dangerously hurt another and imprisoⁿed till he p^rfectly recovered.
- 59 Geese 20 S. *Sterl.* apeice
- 61 The court gives leave to transp. Tob^o by way of *N. Engl^d* but se^cur. to be given not to unlade anywhere but at *London* acc. ord^d privy Council.
- 62 Bond to be given to stand to award of y^e Court
- 66 a p^rbate and an admoⁿcon signed by Gov^r *Wyatt*
- 72 *Tho. Stegg* fined 50^l *ster^s* & is to be Imprisoⁿed during Gov^r pleasure for aiding & affisting Se^cr *Kempe* to go out of y^e Country without License & furnishing him with money in *Engl^d* because it endangered the records some of w^{ch} he had carried with him and because he was gone in contempt of y^e Govern^t in having refused to answ^r *Pantons* Compl^t pag. 172, 1/2 remitted.
- 73 8 p^{r} Cent accord. to act of Afs. allowed p^r forbearance by the Court. Judgm^t that a man shall consummate matrimony with his maid or shee is to be free on paying him 500^l Tob^o. banns having been pub^d
- [85] 75 a Juryman sum^d & not app^s fined 10^s to y^e other Jurors
- 79 Cap^t W^m *Clayborns* grant for Land at *Candaungack* on *Pamunky* Riv^r where y^e *English* under his Com^d first land^d and fought y^e Indians & cut down their corn Anno. 1629.
- 80 Adultery punished by y^e Court. The Gov^r appoints Sherifs
- 82 *Loyds* estate sequestered for Debt

- 83 Recommended to Gov^r & Council by priv. Council to grant to *Edm^d Dawber* who married *S^r Thomas Gates's* Daught^r 8000 acres, half of w^{ch} is to be free of Quit rents. *Gates* was formly Gov^r here.
- 84 *Nich^o ffarrar* merch^t in *London* by his will gave a Stock of 300^l *sterl^s* the Intereft whereof was to be p^d to fuch as would bring up 3 Indian children in learning & *Christianity*
- 130 *Steph. Reekes* put in pillory 2 hours with a pāp. on his head expreffing his offence, fined 50^l *Sterl^s* & Imprifoned during pleafure for faying that his matie was at confeffion with y^e Lord of *Canterbury* &c
- 137 *Rob^t Sweet* to do penance in Ch. acc. to Lawes of *England* for getting a negro woman wth child and the woman whipt Jury in ac^{on} of flander *ffra. Willis* Clk: of *Cha. River* Court turned out of his place & fined for fpeaking ag^t y^e laws of laft Affembly & *ꝑ*sons concerned in making them
- 138 Induction to a benefice fomething ab^t it.
- 139 Sec^{ys} fees formly in money to be p^d in Tob^o as alfo the fees of his Dep. Clks. of his office fherifs or the inferior Clerks of y^e M^o Courts, or diftreffs to be made
- 144 Sherifs oath & power The matters belonging to y^e Sec^{ys} office & to the great feal office (now to be erected) feperated.
- [86] 147 *Pantons* caufe again, great blame laid on M^r *Sec^{ry} Kemp* who is in *England* & has y^e pāps relating to this caufe, & y^e chief caufe (being not only a Judge but advocate) of y^e fentence of Exilem^t
- 162 *John Burton* fined for killing an Indian & remitted by interceffion of *Opaſhan-*
- 163 *kanow* & his great men.
- 171 An affembly to meet 25 *Jan^y* 1640.
- 190 In regard of y^e great diftance of *Accom^k* fro. *Ja: City* Com^{rs} there impowered to try all caufes there not exceeding 20^l *fterl^s* or 400^l Tob^o A fine ack^d before Gov^r & 3 Council^{rs} for L^d in *Effex*.
- 200 *Clayborn* in *England*
- 210 A difference int Gov^r & Sec^y ended by confent Se^cy and attorneys

Book No. 43

[102] A Comiffion to *Nath Bafs* with 3 others to try all caufes in a planta^{on} except capital offences.

None to go abroad but in *ꝑ*ties nor to go to work without a continual watch to be kept at night through the whole Colony not to ſpend powder in drinking by *ꝑ*cl 26. *Aug^t* 1626.

divers Comi^{ons} to trade & for Captains

Cap^t *Nat. Baffe* to Ranſom *Engliſhmen* priſoners to the *Nanfemung* Indians.

divers Comi^{ons} to go ag^t y^e Indians in *July* 27.

In *December* 1627 *ffra. Weſt*, Governor.

A *ꝑ*cl to be careful of y^e Indians the *Eng.* hav^g difcovered their Inten^{ons} to go to warr next ſpring dat. 12 *ap^t* 27.

The price of Tob^o falling, on the pet of [103] advent^{ers} the Court refolves the people ſhall pay their debts this year and that they will *ꝑ*ceed according to Equity and Juſtice & pafs by the Law when too rig^{ous} 4. *Dec^r* 1627.

Another *ꝑ*cl not to ſpend powder at meetings drinkings marriages & Entertainm^{ts} &c. becauſe a warr is expected with Ind^{ns} next ſpring as it happened laſt Summer. dat. 30. *Ap^t* 1628.

The people making great quantities of Tob^o & that bad for want of managm^t and neglected the corn by w^{ch} a great Scarcity is occaſioned The Gov^r wth y^e advice of y^e Council & Gen^l Affembly have order'd a Stint & appointed a way to manage Tob^o and to oblige the planting of corn 30. *Ap^t* 28

L^d *Baltimore* & family comes here from his plant^a at *new found land* the oaths tender'd him w^{ch} he refused. a Ler thereof to the privie Council, 30 Nov. 1629.

Sev^l *Englishmen* being taken pris^{es} by the Indians a peace is to be made till they are del^d up & y^e *English* see a fit opportunity to break it and a p^{cl} is issued to make known that the Indians are not to be taken as friends but care to be taken of them as if enemies in actual warr. 12 Aug^r 1628

John Pott Esq^r Gov^r 20. March 1628 signs Sev^l Com^s for Com^{nders} of sev^l p^{cin}cts, hund^{ds} & necks & for monthly Courts in Sev^l places according to order of Court dated 7 March 1628 in which any 3 of the Com^s (*Quorum Unus*) have power to determine fuits under 100^l Tob^o or y^e value and they are to keep the peace & p^{cl}amaçons & punish breach thereof by fine or otherwise (except life & member) p^{vise} p^{ties} may app^l to the court at *Ja. City* held by the Gov^r & Council and they y^e f^d Com^{rs} are to keep records of all Judgmt^s [104] orders & other matters of moment. And the Com^{nders} of hundred were Conservators of the peace & had the care of the militia The f^d Gov^r also sign^d Com^{çons} to trade with the Indians in the bay & Rivers and the Com^r had power to punish his men according to the laws of y^e Sea life excepted.

In July 1629 (in *Randolph* Ms Nov^r 6, 1629) he gives Com^{ns} to go ag^t Indians according to order of Court 9th instant & utterly destroy them and the Com^{ndr} has the same power in punishing &c as the K^{es} Com^{çon} will give him—Great number of people arrive.

Sr *John Harvey* Kn^t Gov^r signs a Com^{çon} 6 Ma^r 1631, to *Nat. Basse* to trade between 34 & 41 N^o Lat. & to go to *N. Engl^d Nova Scotia*, or y^e *West Indie* Islands with Instru^{çons} to invite the Inhabitants hither if any so inclined especially if those of *N. Engl^d* dislike coldness of y^e Climate or barrenness of y^e soil to offer them *Delaware* Bay offer corn at 25^s p^l barrel or 15^s if they fetch it & cattle hoggs goats at good rates. And sev^l Com^s to trade to y^e *Dutch* plant^a & *Canada*. And also Com^s for Monthly Courts in w^{ch} he gives y^e same power as Justices of y^e peace & requires the Com^s to p^{ceed} according to the Laws of *Engl^d* all causes und^r 5^l He signs a Comⁿ to *Clayborn* to discover unknown places

Security to be given when any p^{son} appealed from M^o Court

Warr with the Indians continues and a great drought in y^e Sum^{er} 32, occasions a scarcity of corn. Whereupon sev^l have Com^a to trade with the Indians for corn dat. 14. feb. same year.

[105] Comⁿ for Com^{ndr} of y^e fort at *p^t Comfort* to *ffra. Pott* und^r *Sam^t Mathews* Sev^l Comⁿ's to go to warr with y^e Ind^{ns} our irreconcilable enemies in July 1634

[107] Copies of Orders of General Court during Period 1664 to 1670

At a General Meeting of the Governor and Council at *James City* 21st of June 1665. p^{sent}: Sir *William Berkeley*, Knt., Governour, &c., *Thomas Ludwell*, Sec^{ry}, *Richard Bennett*, *George Read*, *Miles Cary*, Col. *Thomas Swann*, *Nathaniel Bacon*, *John Carter*, *Abram Wood*, *Thomas Stegg*, *ffrancis Willis*, *Theodorick Bland*.

Whereas it is by this board thought fit for the better security both of the ships and country that all the ordinance now lying at *Point Comfort* be weighed and loaded on board sloopes and brought up to *James City* it is therefore ordered that Col. *Miles Cary* be empowered to agree with the masters of some ships now riding in *James River* to do the same and to assure them that what he shall agree with them for shall be certainly paid the next year out of the two shillings p^l hogthead and the said Col. *Cary* is hereby further impowered either to hire or p^{ss} sloopes and men for the bringing the said guns to town as aforesaid and what he shall agree with them for shall be paid out of the public money or tobacco next year.

Whereas his Majesty out of his princely care for the p^{serv}ation of all other his dominions, so of this colony of *Virginia* against the attempts and invasions of his most unjust enemies the *Dutch* now at war with him and his subjects did on the 27th of *January* 1664 direct his royal commands to the Governour of this his said colony for the putting the said colony into the best posture of defence he possibly could against the enemies aforesaid

aforefaid and to use his beſt endeavours for the defence and ſecurity of all thoſe ſhips that trade into this colony during their ſtay here, Which ſaid royal commands coming to the Governour's hands on the third of *June* 1665 he in obedience thereunto ſummoned the council to meet him at *James City* the 20th of the ſame month there to [108] adviſe and conſider of the beſt way of ſecuring the ſaid colony and ſhips trading thereunto and the ſaid council above mentioned attending him at the day aforeſaid upon a ſerious debate and conſideration of all the Particulars in his ſaid Majeſties moſt royal and gracious commands have in obedience thereunto ordered and *do hereby order and command* all colonels of regiments within this colony forthwith to draw their regiments together at their reſpective uſual places and there to ſurvey their arms and if any are unfixed to command them ſpeedily to be fixed and all ſmiths are hereby required forthwith to fix all ſuch arms as ſhall be brought unto them any other work in their hands notwithstanding and to do the ſaid work at ſuch reaſonable rates as the courts held in the reſpective counties ſhall judge fit. *And it is further ordered* that alſo the ſaid colonels with all their inferior officers ſhall ſtand and remain ready to march and obey any other order from the Governour at two days warning and for the better ſecurity of the ſhips aforeſaid *it is ordered* that all the ſaid ſhips ſhall ride in four places *Viz'* at *James City* in *James river* on the ſouth ſide over againſt *Tyndall's point* in *York river* in *Rappahannock river* in a place as ſhall be judged fit by the council and juſtices inhabiting that river and on the eaſtern ſhore at *Pungoteague* ſuch places as the juſtices there ſhall think fit and that they ride with haſers on the ſhore ready to hale on ſhore upon any approaching danger and *it is further ordered* that there be ten men out of every county's company choſen and ſent with tools and neceſſary provisions to be paid for by the public to the ſaid reſpective places of riding there to build a platform for battery and lines for ſmall ſhott to defend the ſaid ſhips and to begin the ſaid work on the tenth of *September* next and to finiſh it according to ſuch directions as they ſhall receive from the Governour and with all poſſible ſpeed and becauſe we have not ordinance and ammunition of our own *it is ordered* that the Governour be deſired to repreſent that our want to his majeſty and moſt humbly to beſeech him either to ſupply us out of his own ſtores with ordinance or to give us power to take two out of every ſhip to furniſh our ſaid batterys either to be returned to them at their departure or elſe to be paid for out of the two ſhillings þ hogſhead and *it is further* [109] *ordered* for the better ſupply of our magazine that the auditor ſend for two hundred pounds worth of powder and ſhott, *viz'* caliver and piſtoll bullets and high ſwan ſhott to be brought in by the firſt ſhips and laſtly *it is ordered* that all the ordinance that lies at *Point Comfort* be weighed and brought up to *James City* with all poſſible ſpeed at the public charge.

19th October, 1665.

The Honourable Governor &c. Secretary, Col. *Smith*, Mr *Bland*, Col. *Bacon*, Col. *Cary*, Col. *Stegg*.

Captain *William Whiting* commander of an *english* ſhip at his arrival in this country was accuſed for piracy and then committed to the ſheriff's cuſtody at *James City* where he has remained and now brought to tryal where it evidently appears that the ſaid *Whiting* did take and rob a ſhip belonging to his majeſty of *Spain* now in a league with and friendſhip with his ſacred majeſty of *England* *it is therefore ordered* that the ſaid *Whiteing* be ſent for *England* priſoner on the firſt ſhip that ſhall go thither out of this country to anſwer his accuſation in the court of Admiralty there and that in the meantime the ſaid ſheriff of *James City* ſecure the Perſon of the ſaid *Whiteing* and that the ſhip *Whiteing* came into this country with now riding ſeized in his majeſties name in *Elizabeth* river there remain until further order and *it is further ordered* that all the indians the ſaid *Whiteing* brought in being taken in the ſaid *ſpaniſh* ſhip being hereby declared free indians and accordingly to have their liberties.

[110] At a General Court held at *James City* the 28th of *March* 1666. p^{re}sent: Sir *William Berkeley*, Knt: Governor &c., *Thomas Ludwell*, Sec., *Thomas Swann*, *George Reade*, *Nathanial Bacon*, Maj Gen. *Smith*, *Thomas Stegg*, *Augustine Warner*, *Francis Willis*, *Miles Cary*.

Whereas his Sacred Majesty did by his Royal Letters dated the 15th of *November* 1665 amongst other things command that for their mutual security no ships trading into this country should depart from hence until the first of *April* next, and then to go in one fleet under the command of an admiral and other officers required for the conduct of a fleet to be appointed by the governor of this place and *whereas* in all humility we believe from the above mentioned and other p^{ar}ts of the said royal letters that his majesty out of his Princely care of the welfare and safety of all his subjects did intend the said restriction until the time aforesaid as a fit means of drawing together a sufficient number of good ships to defend themselves against any enemy that shall attack them and *whereas* we find upon diligent enquiry that there will not be both in *Virginia* and *Maryland* at the expiration of the said restriction a sufficient fleet either for number or force to defend themselves against the violence of one man of war of thirty guns The Governor and council taking the p^{ro}mises into their most serious considerations have thought fit to order and 'tis hereby accordingly ordered that for the better obtaining the good end aforesaid no ship or ships be p^{er}mitted to depart this colony until the last of *April* and then to observe and obey all such orders as are expressed in the royal letters but in case that by the arrival of the *London* fleet we have such intelligence either of peace or other security as may remove our p^{re}sent apprehensions of danger then it shall be lawfull after leave obtained from the Governor to depart at or after the 15th of *April*

Whereas his most Sacred Majesty was graciously pleased by his royal instructions dated 12th of *September* in the fourteenth year of his reign and in the year of our Lord God one thousand six hundred sixty and two to confirm to this his Majesties Colony of *Virginia* an [111] imposition of two shillings p^{er} hoghead upon all tobacco exported with command that the moneys raised by the said impost should be employed for the support of the Government there and for the advancement of manufacture and divers others good designs for the advantage of this his majesties colony and *whereas* this last year several ships together with their loading have been taken on their return home from hence by the *dutch* men of war though none went but in fleets according to the command of his majesty and the lords of his most Honourable privy council except some few who went contrary to express command one of which (*viz*.) *Ruffell* of *Topham* was taken and *whereas* many of the merchants and freighters upon the said ship taken as aforesaid have desired a reimbursement of the said impost paid for their goods so lost with such limitations as are expressed in an act of p^{ar}liament intituled [intituled] *an act for tonnage and poundage* the governor and Council taking the p^{ro}mises into their most serious consideration and withall considering the p^{re}sent great expen^{se} of this colony occasioned by building a fort for the necessary defence of shipping and p^{ro}viding themselves against any attempt reasonably to be expected from a foreign enemy and such as are at p^{re}sent threatened from our bordering indians confederated with remoter nations and having little else by reason of the p^{re}sent extreme low value of tobacco either to compass those good ends or defray the charges aforesaid besides the very small revenue raised out of the said impost of two shillings p^{er} hoghead have thought fit to order and it is hereby accordingly ordered that all such repayments to be made upon goods lost as aforesaid shall be suspended until it shall be declared by his majesty and the lords of his most Honourable privy Council whether the said impost being so small and design'd and imployed for so many and so important ends doth fall within the compass and equity of the said act p^{re}scribed or whether considering our p^{re}sent great and pressing necessities we shall have a longer time given us for the same to all or any of which decisions we shall pay most humble and ready obedience and to all other the commands of that most Honourable board.

Sir William Berkeley, Knt., Governor, &c., Thomas Ludwell, sec, Col. Thomas Swann, Col. Carter, Col. Bacon, Major Gen Smith, Col. Cary, Col. Willis, Col. Beale.

For the expeditious effecting the building of a fort at *point comfort* according to his majesties command *it is ordered* that the sheriff of *Nanfemond* County prels forty men who with their pvision of victuals and tools are to work upon the fort at *Point Comfort* when commanded thereunto thirty men with their pvisions of victuals and tools to the work aforefaid out of *Lower Norfolk* twenty five men with their pvisions of victuals and tools for work aforefaid out of *Warwick* County twenty men with their pvisions of victuals and tools for the work aforefaid out of *Elizabeth City* county and one house of forty foot long and twenty foot wide to be built at the fort of *Point Comfort* with all expedition at the public charge and for the accommodation of the men that come to work there.

[113] *Whereas* the Right Honourable the Governor did receive a command from the Kings Majesty and the lords of his majesties most Honourable privy council for the building of one or more forts in convenient places for the security both of this colony and the ships trading to it from the invadings of the *Dutch* and all other people enemies to his Majesty and his people the Grand Assembly upon communication of the said royal commands accordingly ordered in obedience to the same that a fort should be built at *James City* as the best and most convenient place for the good ends aforefaid and that a levy of one hundred thousand pounds of tobacco should be raised upon the country for the effecting of the same and *whereas* our said Governor hath lately received a more positive command dated at *Oxford* the 4th of *November* 1665 and in the seventeenth year of his Majesties reign from his most Sacred Majesty to build the said fort at the mouth of *James River* which command although we in all humility do suppose to be obtained by the misinformation of some psons whose ptticular interests carry them against the more publick concernments of this country and the merchants trading hither yet that we may be found rather to pay a ready obedience to all his majesties commands so we ought rather then to demur to any of them at this distance though we know it would have been more for his majesties service the safety of this country and the ships trading to it to have built it at *James City* where it would have been defended with a fifth pt of the charge being more in the heart of the country and would have been a certain service to all ships and goods under its defence than at *Point Comfort* the only place on the mouth of this river where we conceive it to be of no defence at all becaufe ships cannot hale on shore but they will be exposed to the violence of all the winds of three-quarters of the compass and the place so remote from all assistance that it cannot be defended but by a constant garrison in full pay to the almost insupportable charge of the counytry we have upon mature and serious consideration upon the whole matter ordered and *do hereby accordingly order* that according to his majesties said royal commands the fort be built at *Point Comfort* and for the speedier effecting the same *it is further ordered* that every ship now riding in *James river* or which shall hereafter ride in the same shall spare one carpenter with his pvisions of diet [114] and tools to work upon the said fort according to the directions as they shall from time to time receive for the space of fourteen working days to begin upon demand the country paying the same wages as they were really shipped for and since the said fort is built for the mutual Security of the ships and country and the country hath already at a great charge removed the artillery from thence to *James City* where they would willingly they should have been mounted for the good uses aforefaid we think it most fit and *do accordingly order* that they be removed and carried to the said *Point Comfort* at the sole and pper costs of the ships trading into the said river and since it will appear by the above said order of Assembly that in regard of the pfit they might receive by living near the fort the inhabitants of *James City* county and *Surry* were ordered to give so much work as might fill up the works with earth it is for the same reasons *ordered* that the inhabitants of *Warwick,*

Elizabeth,

Elizabeth, lower and upper Norfolk counties do the same and it is further ordered that for the more expeditious and certain effecting of the premises three or more of the justices of each of the above said counties do on the fourth of *March* next meet at the court House of *Nansemond* and Maj. General *Bennett* is hereby desired to meet them at the time and place aforesaid to order a fit proportion of men with axes saws and other tools necessary for the falling of trees of pine upon the island of *Point Comfort* and to order them provisions at reasonable rates and the said men to work at twenty pounds of tobacco per diem and that the said men with their necessaries be ready upon demand to go to work and lastly because we judge this business to be too remote for Cap^t *William Bassett* to effect it is ordered that Mr. *Thomas Cary* do take the same into his care and conduct with full power to press carts and oxen or any other necessities for the performance of the said work and the masters or owners of the said carts, oxen or other necessaries to be paid by the country at reasonable rates and Col. *Miles Cary* is hereby desired to advise and assist his son in the performance of the same and that the said *Thomas Cary* have for his care and pains in the said work the same reward which was ordered to Cap^t. *William Bassett* in the case he had done the same.

At a meeting &c.

Whereas his most sacred Majesty by his command dated at [115] *Oxford* the 4th November 1665 in the seventeenth year of his reign hath charged and required the right honourable the Governor to convert the duties formerly paid to the Cap^t of the fort wholly to the building and defence of the same it is hereby ordered in obedience to the said royal commands that all ships trading to this country do pay the said duty in kind as formerly that is in powder and lead or iron shot and it is further ordered that if any of them have any more powder to spare than what will be due from them that they sell it to the country for what it cost them with thirty per cent advance upon their first charge and that the clerk of the council do send copies of this order to all the collectors.

[116] At a Meeting at *James City* July the 10th 1666. Present: Sir *William Berkeley*, Kn^t, Governor, &c., *Thomas Ludwell*, Sec., Maj^r Gen^l *Richard Bennett*, Col. *Thomas Swann*, Maj^r Gen^l *Robert Smith*, Col. *Thomas Stegg*, *Theodorick Bland*, Col. *Miles Cary*, Esqrs.

Whereas we are informed of the arrival of an enemies man of war who hath already taken two ships and may probably endeavour some further prejudice to this his Majesties colony or the ships now in it, It is therefore ordered that those twenty men who are now employed about the fort be forthwith armed, and Major *Powell* do command them 'til further order And that the said *Powell* do with all speed bury the ordinance at *Point Comfort* at least four feet deep and having so done to be with the said twenty men a guard for the said ordinance to defend them from any attempts which may be made upon them by the enemy and it is further ordered that Col. *Yeo* do forthwith put the County of *Elizabeth City* into a speedy posture of defence and to be ready upon all occasions to relieve the said guard if they shall be oppressed with the enemy upon an hours warning and Col. *Cary* is hereby ordered to send them powder and shot which is to be delivered to Col. *Yeo* who is to manage it to the best advantage for the countries service and to give an account of the expence of it and it is further ordered for the ease of the said Maj^r *Powell* that Col. *Yeo* with the like number of men do relieve the said *Powell* and so successively each other.

Whereas the inhabitants of his Majesties colony have several times in these four years last passed been barbarously murdered by the indians and contrary to several articles of peace concluded on between us and them and whereas we have frequently demanded satisfaction from them for their several breaches of the said peace but hitherto without such effect as we might in justice expect It is therefore ordered for revenge of the former and for the prevention of future mischiefs that the towns of *Monzation*, *Nanzimond* and *Port Tobacco* with the whole nation of the *Doegs* and *Potomacks* be forthwith persecuted with war to their utter destruction if possible and that their women [117] and children and their goods or as much of it as shall be taken to be disposed of according to

to such instructions as shall be issued from the Right Honourable the Governor. And *it is further ordered* that the said war be managed by such officers with such numbers of men and by such ways and means as the Governor shall think fit.

Whereas there is already arrived one enemy ship of war and more reasonably to be expected in a short time who may invade the ~~persons~~ and plantations of the inhabitants of this his Majesties colony to their great ~~person~~judice if not their ruine *It is therefore ordered* for the ~~person~~vention of such threatening dangers that Maj^r Gen^l *Richard Bennett* do forthwith after the getting to his own house summon all the militia officers within his ~~person~~vince together with the several and respective justices of the peace within the countries [counties] committed to his charge to appear as soon as possible at such place as he shall think fit there to ~~person~~vide that all boats and sloopes fit for service be ~~person~~ssed to be ready at an hours warning and so many men well armed to be ready to man the said boats and sloopes as shall be by him and them or any six of them thought fit to attend the motion and ~~person~~vent the landing of any such enemy and *it is further ordered* that in case any such boat or sloop shall want repairing or any materials necessary the said Maj^r Gen^l do preps either carpenters or Smiths to work immediately upon the said work and to feize cordage or sales or any other necessarys for the said service to be paid for by the publick and *it is further ordered* that the said Maj^r Gen^l *Bennett* and the ~~persons~~ or any six of them shall hereby have full power to make such other constitutions as to them shall be thought fit for the better effecting the good ends aforesaid, being from time to time obedient to such further orders as they shall receive from the Right Honorable the Governor or from this board and *it is further ordered* that the ammunition delivered to the said Major Gen^l shall remain in his hands not to be distributed until sufficient occasion requires it and lastly *it is ordered* that the militia officers of *York river* and the *eastern shore* do take notice of this order and do what is hereby enjoined within their several ~~person~~vines and may God give them all good success in their several places.

Whereas it doth appear to us by experience that tho' we [118] build a fort according to his Majesties royal commands which we are now upon and shall ~~person~~form with all possible speed yet by reason of the openness and large extent of the several rivers within this colony it will be impossible to defend the ships trading hither without so many forts as we are not able to build nor garrison It is therefore upon mature deliberation on the ~~person~~mises *ordered* that the Right Honourable the Governor be desired most humbly to supplicate his Majesty to command one of his frigates to attend here for the better defence of the ships aforesaid and we shall be always ready to supply her with our best assistance in what ever she shall have occasion for.

Whereas the publick affairs do often require a speedy dispatch of letters and other orders for the better management of the same which is often retarded to the hazard and ~~person~~judice of this country and the inhabitants thereof by the neglect of such ~~persons~~ to whose hands such publick dispatches come for their conveyance according to directions for the future ~~person~~vention of which inconveniences *It is ordered* that all dispatches of a like nature be directed to the next justice of the peace to be conveyed from justice to justice until it arrive at the place it was directed to; and all justices within this county [country] are hereby strictly required to take special notice hereof and to yield a ready obedience to the same by sending such packets or orders forthwith the said next justice and they are further required to write on the said packets the time they received them and sent them away and hereof they nor any of them are not to fail.

For the ~~person~~servation of this his Majesties colony and subjects, *It is ordered* that Maj^r Gen^l *Robert Smith* be hereby impowered to demand and make seizure of all powder and shot wherever it shall be either in merchants and planters custody that are not in imminent danger of an enemy which ammunition is to be paid for by the publick he the said Maj^r Gen^l being hereby impowered to appoint what other his Majesties officers he please for the effecting hereof and to distribute the said ammunition as he shall think it for the good end aforesaid,

[119] The Court at a meeting held at *James City* 20th June 1667. Present: Sir William Berkeley, Knt., Governor, &c., Thomas Ludwell, Sec'r, Maj'r Gen'l Smith, Col. Read, Col. Swann, Henry Corbin, Col. Warner, Maj'r Gen'l Bennett, Col. Stegg.

Whereas several ships trading in *Virginia* have lately been taken by the Dutch within the capes the port charges and duties of the said ships and tobacco being paid to the several collectors *It is ordered* that the port charges and duties of all tobacco of the growth of *Virginia* that was shipped on board any ships riding in *Virginia* and cleared them to be repaid and satisfied to the several masters and freighters by the collectors or others that have already received the same.

21st June 1667.

Sir William Berkely, Knt., Governor, &c., Thomas Ludwell, Maj'r Gen'l Bennett, Sec'r, Maj'r Gen'l Smith, Maj'r Gen'l Wood, Col. George Read, John Carter, Col. Stegg, Thomas Swann.

[120] Whereas Cap^t Robert Conway coming into this Country in a ship of London at or without the capes mouth was encountered with four or five ships of war of Holland and after two hours hard fight was Taken and another small ship and her cargo was taken the said Dutch fleet had and did meet with and take one ship and cargo called the *Pauls Grave*, whereof was master Nicholas Bodum and whereas the chief commander of the said Squadron of dutch out of his noble disposition and considering the gallant defence Conway and company did make by fight before taken did freely and absolutely give unto the said Robert Conway and some others mentioned in the said gift the said *Pauls Grave* and the cargo then in her before by them taken as aforesaid into parts as appears under the said chief commander's hand of the dutch, which said ship was brought into York river by the persons to whom she was given as aforesaid but by some gentlemen there the said Bodum and company was repossessed of the said ship upon which the said Conway and company to whom the ship was given as aforesaid complains to this Honourable Court where *it is ordered* that Col. George Read and Cap^t. Peter Jennings forthwith repossess the said Conway and company of and with the said ship *Pauls Grave* and cargo and that the said Col. Read and Cap^t Jennings take the bond of the said Conway with security Col. Nathaniel in one thousand pounds sterling conditionally to stand to a trial in England if sued there and pay all costs and damages if recovered and *it is further ordered* that the said Col. Read and Cap^t Jennings take due course that a due valuation may be put upon the said ship and cargo and take inventory thereof.

The Right Honourable the Governor is desired to keep and provide twenty thousand pounds of biscuit to be always ready upon the publick acct. and to be satisfied for it accordingly out of the publick.

It is ordered that eight guns be mounted at and upon Point Comfort according to such directions as Col. Leonard Yeo shall receive from the Right Honourable the Governor for which purpose the said Col. Yeo is forthwith to repair to his Honour also the said Col. Yeo is hereby empowered after directions given as aforesaid to provide men sufficient and other materials necessary for [121] the doing and expediting the said work which men so provided are to receive satisfaction from the publick according to former order about the said fort and *it is further ordered* that Gowing Dunbar be hereby appointed and empowered to be chief gunner of the said guns or fort when and so soon as the same shall be planted and made and for which office he is yearly to receive satisfaction from the publick by a sufficient maintainance to be allowed him the next assembly.

It is ordered that Christopher Gould master of a sloop who has been already employed in the publick service be hereby ordered and empowered to weigh and carry down to Point Comfort from the burnt ship Elizabeth Frigate all such great guns as can be weighed and got out of the said ship with sufficient help of men and materials which he is hereby empowered to provide and take sufficient for that purpose and for his and their so doing to be satisfied out of the publick.

Whereas

Whereas the late arrival of the *dutch* men of war the not certainty of their yet being gone from this coast hath hindred the dispatch of the ships and much retarded bufnests *it is therefore ordered* that no ships depart this country 'til the 27th this instant being three days longer than command already received.

28th September 1667

Present: Sir William Berkeley, Knt., Governor, &c., Thomas Ludwell, Sec, Edward Carter, Maj'r Gen'l Smith, Henry Corbin, Maj. Gen'l Bennett, Thomas Swann, George Read, Nathaniel Bacon, Maj'r Beale, Col. Stegg.

[122] It appearing that Mr. Nicholas Smith of Pagan Point did plunder or agree with some persons to plunder the ships in the late extremity of the *dutch* invasion of this country it being a very bad act and precedent and so much the worse he the said Smith being a justice of the peace *It is therefore ordered* that the said Smith be hereby amerced and fined fifty pounds *sterling* to be paid to the use of the publick towards the building the forts the said money to be paid forth with *Als ex*: and *it is further ordered* that the said Smith pay clerks and sheriffs fees and that he deliver up all such goods or things as he did receive of the plunder aforefaid upon demand.

[168] Under the date of 1634, Mr Henning has this brief note: *Sheriffs appointed for the severall counties*.⁶⁴ On the next page ⁶⁵ after speaking of Lieutenants, sheriffs are again mentioned as follows: *And as in England sheriffs shall be elected to have the same powers as there: and ferjeants and baillifs where need requires* The following entry at a quarter court the 18th of April 1640 shows the manner of appointment then to have been essentially the same as now:

Whereas the commissioners of the Isle of Wight county have recommended to the governor and council the names of such men whom they think fit to execute the place and office of sheriff for the said county, amongst which the governor hath thought fit to elect Mr John Spackman, the court hath therefore ordered that the said John Spackman shall (when Mr Sylvister Colton hath brought in his account) execute the said office for the said county.

At a court holden the 12th of June 1640 the following entry was made: The governor hath elected Captain William Leigh to execute the office of high sheriff for the Charles river and the said sheriff to take his place when the last sheriff hath given up his account

[170] The following commission furnishes some ground for supposing that John West continued as governor as late as the 11th of May 1636

By the governor and captain general of Virginia

Whereas the instant danger and necessity of the colony exacteth this so strict a course, these are to authorize and further in his majesty's name to will and require Lieu' Richard Popely to take his voyage in a . . . whereof is owner and Master Joseph Stratton and now riding in Charles river alias Pamunky river and with the first fair wind and weather to set sail into the Chelapian bay and into a river or creek thereof in pursuit and enquiry of Captain Henry Fleet and to apprehend him and bring him prisoner to the governor as also to take and bring in a vessel that one David Wittleife is gone out in with, the said David and his company and further to take and surprize any boats and vessels with those in them whom he shall find trading without commission from the governor and in case of resistance either from the said Captain Fleet or any other that he compelleth in by force, having first charged him or them in the king's name to yield themselves, by that mean if possible it may be, to avoid the effusion of blood, these are also further in his majesty's name to will and require as well the said Joseph Stratton as any other of his majesty's subjects to be aiding and assisting to the best of their power and endeavour to the said Lieu' Popely in their execution

of

⁶⁴ Stat. at large, p. 223.

⁶⁵ Id. 224.

of the pmisses. Hereof fail you not as you or any of you will answer the contrary at your
 pils. Given under our hands at Little Town In the cnty [?] of James city. this 11th of
 May 1636

John Weft
 Rich^d Kemp
 Henry Brown
 George Menefye
 John Utye

[176] No. 1 1639 to 1642

- 47 Declaration by the Governor and Captain General of *Virginia* pvious to the
 call of the affembly to advife upon fome way of raifing the value of tobacco. Dated
Nov. 14th 1639. John Harvey Knight Governor and Captain General of *Virginia*—
 16th of *ffeby* 1637 and 15th of *March* 1638
- 70 The King's letter to the Governor concerning the Lord *Maltravers* pvince of
Carolina lying between the degrees of 31 and 36 northern latitude. Dated 20th
 of *April* 1639
- 90 Shewing that at a court held at *James City* the 8th of *Octo* 1638 *Anthony*
Pantong Clerk was pnonced a . . . and banished from the colony
- 93 Order made upon the arrival of *William Hawley* Deputy for Lord *Maltravers*
 giving liberty to fuch as fhould be willing to accompany him to the pvince of
Carolina. 11th of *April* 1640
- 116 The court granted to psons a comiffion to trade with the natives for corn
 134 and other goods. 18th of *april* 1640
- 144
- 169 pceedings againft *Thomas Stegg* for affifting *Richard Kemp* the fecretary in
 his departure out of the colony 10th of *June* 1640
- 173 Order for a man to marry a maid whom he had bought 2^d of *June* 1640
- 352 Order made upon the petition of *William Claiborne* for the erection of an
 office for keeping the colony feal. 1st of *Aug^t* 1640
- 354 Order reftoring *Anthony Taylor* Clerk to the half tythes of his cure and con-
 demning the conduct of *Richard Kemp* 14th of *July* 1640
- 356 Declaration after act for advancing the price of tobacco 16th of *Octo* 1640
- 453 Commander and Commiffioners of *Accomack* power to determine caufes
 there 20th *Feby* 1640

N^o 2 1660 to 1664

- 28 *April* 30th 1661 Sir *W^m Berkeley* having occafion to go out of the colony,
francis Morrifon Efqr appointed to be Governor and Captain General of *Virginia*
 upon the Governor's fetting fail. He continued till after the 9th of *Oct^r* 1662 159
Henry Norwood his majefty's treafurer 15th *May* 1661 157
- 49 A Catalogue of fuch books & records as belong to the fecretaries office 16th
 of *May* 1661 It ftates that *one of the above faid books wherein the inftructions from*
the king to S^r francis Wyatt and S^r Wm Berkeley and the commiffion^s with the old
acls of affembly and fome other records lent to the committee in October laft and
not returned
- [177] 50 *Thomas Ludwell* fecretary. 16th *May* 1661
- 64 S^r *W^m Berkeley* Governor pvious to the 4th of *Auguft* 1660 and after 27th
Sept^r 1664 406
- 81 The whole pceedings againft the *Quakers* at a General Court held at *James*
city 4th *april* 1662.
- 121 Sir *W^m Berkeley* returned before the 10th (and before the 8th) of *Dec^r* 1662
 Declaration

- 126 *Henry Norwood* continued Treafurer till after the 20th of *Sept* 1662. He was
appointed the 22^d of *Sept* in the 2^d yr of the reign of *Charles* the 2^d
- 129 Instructions from the king to Sir *William Berkeley*—Dated 12th of *Sept* 1662
- 136 Complaint of *James Mills* to the Governor making a ferious charge againft
to the *Manhatons*. 1662
- 140
- 161 Leave given Col *ffrancis Morrison* Captain of the fort to be abfent for three
years 26th *March* 1663
- 162 Sir *W^m Berkeley* ftyles himfelf Governor & Captain Gen^l of *V^a & Carolina*
16th of *March* 1663
- 171 Deed from *Attamahune* the great king of *Noncottecoe* for a tract of land
27th of *July* 1662
- 173 Addrefs of the 24th of *Sept* 1663 from the Affembly to *S^r W^m Berkeley* Gov^r
- 174 Another
- 199 Arrangement about quit rents
- 204 Grant to Captain *John Brown* to trade with *America* 16th *Jany* 1663
- 228 Letter from the Governor of *Maryland* appointing a *pfon* to treat with the
Governor of *Virginia* 2^d *June* 1664
- 230 Agreement between the Governor of *V^a* and the deputy from *Maryland*
7th *June* 1664
- 234 From the court of *New England* to the fecretaries of *V^a*. 15th of *Oct^r* 1662
- 240 *Robert Downman*, *New Netherlands*, *Peter Stuyvesant* &c Something Anterior
to
- 273
- 464 26th *Sept* 1664. Order of court about tumults and murthers

N^o 3—1663 to 1668

Tobacco 346—*Maryland & Virginia* 1666

Here are the articles agreed on between *Virginia Maryland* and *Carolina*
There feem to be deeds recorded in this book

[178] Bonds &c 1677 to 1682

[This book is cited by *Hening* (II, 559) as *Bonds, Comm's &c.* 1667 to 1682,
No. 2.]

- 1 *Herbert Jeffreys* was Governor and Cap^t. General of *V^a* the 24th of *Jany*
1677/8 and in the 29th year of his majeftys Reign

- 3 His majefty by his letters patent bearing date the 8th of *July* 1675 in the 27th
year of his reign constituted and appointed *Thomas Lord Culpeper* Lieutenant
& Governor General of his majeftys colony and dominion of *V^a* in *America* to
take effect after the death furrender or other avoydance of Sir *William Berkeley*
his Governor here *who being now lately dead* (20th of *July* 1677) the faid Lord
Culpeper this day before his Majeftys commiffioners took the oaths of allegiance,
fupremacy &c

By the patent Lord *Culpeper* was to have a falary of one thoufand pounds of
lawful money of *England* during his natural life to be paid from time to time out
of the monies raifed in the colony for the fupport of the government

Deeds

[The ufe of the heading *Deeds* at this point merely means, it is conjectured,
that there were fome deeds recorded in the book at this place.]

- 47 From the King to *Herbert Jeffreys* our Lieu^t for the plantation of *V^a* explaining
the terms upon which Lord *Culpeper* and *Jeffreys* were refpectively to be put This
dated 25th *Decr* 1677

- 78 Showing the importation of negroes under contract with the Royal *african*
Company dated the 4th of Oct^r 1678
- 114 Sir W^m Berkeleys will dated 20th March 1676/7 recorded 22^d of Nov^r 1678
- 140
- 154 At Middle plantation the 30th of December 1678
Whereas Herbert Jeffreys Esq^r his majestys Lieut Gov^r of this colony is lately
dec^d &c S^r Henry Chicherley Kn^t p^rducing a commissiⁿ from his sacred majesty
for his being deputy Governor, This council doth with all readines own the said
commissiⁿ and declare the said S^r Hen: Chicherley deputy Governor of this colony
and that he hath as full power to secure the said plantation as any Governor
formerly had until his majestys pleasure shall be known
Commⁿ Deputy Governor In the event absence or disabilities of our Governor thereof
as S^r W^m Berkeley &c Dated 28th of ffeby 1673/4
- 155 p^rclⁿ of H. C. dated at Middle plantation 30th of Decr 1678
- 202 Commence papers relating to Bacon's Rebellion

[181] In an order of the 20th of April 1640 directing a patent to issue for 2000 acres
of land within an Inlet to the Southwards of the capes for the transportation of 40
p^rsons into the colony, a p^rviso was made that the grantee should put in security to court
that neither he nor his assigns should plant any tobacco upon the land without further
order from the board

[183b] At a court holden at James city the 4th of ffebruary 1640 Whereas the masters
of ships petitioned this board that there might a story be made of the tobacco put on
board the *fleming*, the court taking into consideration that the colony was in great
want of necessaries when the *dutch* ship arrived with a large supply of useful commodities
did therefore allow that the said ship should have p^rmission to trade for old tobacco:
And whereas since the arrival of the said ship, divers other ships have here arrived out of
England but very late in the year, the masters whereof pretend themselves and owners
much injured by such trade, notwithstanding themselves confess that they have not
brought in commodities to supply the colony, neither would they acknowledge any
invoice of goods to furnish the p^rsent necessities, so that if the said *dutch* ship had not
been accordingly licensed as all others of *New England*, the colony had been drawn to a
most intolerable exigent: It is therefore ordered that the said leave already granted unto
the said *fleming* shall hereby be allowed of and confirmed; it being already p^rvided that
the King's customs for all tobacco exported in the said ship shall be duly satisfied ⁶⁶

At a court holden at Elizabeth city the 6th of May 1640 Upon the petition of Captain
Anihony Hobson and *Abraham Sheers* p^rsenting to the board that they have great quan-
tities of tobacco which they cannot through the want of shipping directly send for the
port of *London* and that therefore they might have leave to transport the same by way
of *New England* which the court upon considerations and p^rvisos hereafter expressed did
condiscend unto viz that the owner of the *Mary and Barbary* when they do intend to
export the same should enter into bond to his majesty's use to unlade all their freight of
tobacco which they shall receive within the colony at the port of *New England* and that
the said Captain *Hobson* and *Abraham Sheers* or any other that shall lade any tobacco
aboard the said ship shall enter into bond as aforesaid to transport their several quantities
of tobacco according to invoice which is to be brought in upon oath by the owners of
the tobacco to the port of *London* and there to unlade the same, not elsewhere according
to the order of their lordship of his majesty's most honourable privy council in that
behalf ⁶⁷

[184] At a court holden at James city the 5th of March 1640 the following order was
made:

Whereas Captain *John West* and Captain *William Brocas* Esquires have represented
to the board in the behalf of the p^rishes of *York* and *Chiskayack* that they are destitute
of

⁶⁶ Id. p. 414

⁶⁷ Id. p. 148, 9

of a minister to officiate the several cures and by reason that Mr *Anthony Panton* is inducted into the said living and is yet in *England* whereby the said *Parishes* are unprovided, the governor and council have therefore thought fit that the vestry of each *Parish* shall provide themselves with such an able and conformable minister or ministers who by his or their orders shall be found capable thereof, to be approved by the governor and that he or they approved shall receive for his or their recompense half the duties belonging to the said place or places until further order shall be signified thereon⁸⁸

In the mean time *Panton* had failed for *England* and gone before the privy council. They by their letters of the 11th of *August* 1639 and also of the 17th of *December* 1639 authorized and required the then Governor and council to cause that *Part* of the sentence which directed his banishment from the colony upon pain of death to be suspended until upon the rehearing of his cause and certificate returned to the privy council further order therein should be received from them.

These commands were produced at a court holden at *James city* the 10th of *March* 1640 when were present Sir *Francis Wiatt* Kn^t governor, Captain *Samuel Matthews*, Captain *William Pierce*, Mr *Richard Kemp*, Mr *Roger Wingate* and Mr *Ambrose Harmer*. The court thereupon did accordingly suspend that *Part* of the sentence which concerned his banishment upon pain of death, and notwithstanding that sentence did declare that the said *Anthony Panton* clerk should have and enjoy the full portion of the law and privilege of a subject until the further pleasure of the council should be signified and this suspension of the sentence they commanded to be publicly proclaimed at this quarter court by the sound of the drum to the intent that all *Persons* within the colony might take notice thereof for the better safety of the said *Anthony Panton*

[185] On the 20th of *April* 1640, the court expressed the opinion that *Panton* should exhibit his answer in writing before any further examination of witnesses.⁸⁹ and At *Elizabeth city* the 5th of *May* 1640 the following order was made: *Whereas* their lordships have commanded us to hear and examine anew the cause of *Anthony Panton* clerk concerning a sentence given against him by the late governor and council dated the 8th day of *October* 1638 we in obedience thereunto ordered that Mr *Panton* should put in his answer upon oath to the information given in against him by Mr *Secretary Kemp* which hath been accordingly done but in the interim Sir *John Harvey* and Mr *Kemp* exhibited a petition which Mr *Kemp* hath since often mentioned to the board desiring that Mr *Panton* might not be permitted to examine witnesses but to answer *viva voce* to the accusation of the information and since the said answer put in hath given reasons why there should be no examinations of any witnesses taken against him, the court conceiving that there cannot be a due rehearing without examination of witnesses in matters pertinent to the main cause but unfit that there should be any examinations admitted concerning impertinent recriminations, especially in respect of the quality of the *Persons* being counsellors having then under his majesty the immediate command of the colony, upon due consideration thereof after the hearing of the *Parties* on both sides do appoint that Mr *Panton* shall forthwith put in his interrogatories upon which he desires his witnesses to be examined and being viewed and allowed under the hands of three of the new Counsel or so many of them as shall be allowed, it shall be permitted to any of the said Counsel taking him any two of the commissioners of that county to take and put into writing the depositions of the witnesses produced by the said Mr *Panton* or any on his behalf at his request under his hand and the like course to be observed if the said Sir *John Harvey* and Mr *Kemp* do desire to produce witnesses upon interrogatories in this cause

Mr *Richard Kemp* the Secretary now departed from the colony, and the following proceeding took place at a court holden at *James city* the 10th of *June* 1640.

Thomas Stegg merchant was this day questioned by the board for being assisting and aiding to Mr *Richard Kemp* the secretary in his departure and going out of the colony without license obtained as also that the said *Stegg* furnished him with money
in

⁸⁸ Book in Genl. Ct. office marked No 1 1639 to 1642 p 434, 5.

⁸⁹ p 120

in *England* of which under his own hand by confession he acknowledged himself guilty. This act being against the laws of the colony especially in an officer of such charge and trust, a precedent of a very bad and dangerous consequence whereby all the records and public [186] evidences of the colony are endangered to loss and some of them by the said Secretary carried away, also a high contempt of the said Mr *Kemp* by refusing to answer the complaint of Mr *Anthony Panton* against him recommended for a rehearing from the lords of the council, the court taking this offence of said *Stegg* into consideration as being an affront to the present government and an occasion to disturb the public peace have imposed a fine to the king of fifty pounds *Sterling* upon the said *Stegg* and imprisonment during the governor's pleasure.

Panton's cause afterwards received much attention. On the 23^d of *June* 1640 the court ordered that the deposition should be freely used by the old counsel as also by Mr *Panton* who should have liberty to transcribe any of them as they should think fit. And on the 30th of that month this order was made:

It is ordered by this court that all differences depending between *Richard Kemp* Esq^r and Mr *Anthony Panton* clerk shall be referred to hearing and determining upon *Thursday* being the 9th of *July* next at *James city*, at which time all the counsel are required to be present by nine of the clock in the forenoon upon the penalty of forty pounds *sterling* for every one that is absent without just and necessary cause.

The judgement of the court was given on the 11th of *July* 1640 in the following terms:

Whereas upon the complaint of *Anthony Panton* clerk concerning a sentence given against him by the late governor and council here, their lordships by their letters of the eleventh of *August* 1639 were pleased to refer back to us the cause of the said *Anthony Panton* clerk to be heard and examined anew and further by their lordships letters of the 17th of *December* 1639 we were authorized and required that if upon the rehearing of the said cause, the said petitioner should be found innocent to restore him to his cure again and further to cause Sir *John Harvey* Kn^t late governor to deliver over such goods and estate of the said Mr *Panton* as he hath taken into his hands and what he hath distributed to his sheriffs and other officers, unto such persons as we should appoint there to remain until further order from their lordships, and to give their lordships a true account of our proceeding herein, now for as much as Mr *Richard Kemp* whom the said *Panton* charges more particularly as the author of the said sentence after we had in obedience to their lordships command prepared for the rehearing of the cause and himself had pretended a preparation for justifying the sentence, secretly, on the sudden, conveyed himself away into *England* carrying with him both the main depositions whereupon the said sentence was grounded and other material writings concerning that cause whereby he hath disabled us for any full review of the cause that might justly acquit or condemn the said *Panton*, only the secretary's flight being as strong presumption of self guiltiness as in all cases it hath been interpreted, and it appearing by the depositions taken on Mr *Panton's* part and other pregnant circumstances that he was denied a copy of the information against him to answer it in writing, his trial in a summary way began in an afternoon and sentence given that night and a copy of that sentence [187] denied him which rigorous and illegal proceedings appear to rest mainly on Mr *Kemp*, which contrary to all course of law acted both the part of an advocate and a judge and in the penning of the sentence that clause of full power and authority for any one to execute him in case of his return for which we conceive he cannot shew any precedent (and most dangerous to make one) appears to be added by him since Mr *John Harvey* the then governor and the rest of the then council disclaim it, things speak so far on the said *Panton's* behalf as we conceived we should do no less than restore him to the half tythes of *York* and *Cheskyack* reserving the other half to the present incumbent *John Rosier* clerk in respect of his officiating the cure and either convenient room for him and his family in the prisonage house with the said Mr *Rosier* or the said Mr *Rosier* to procure him with his family a convenient house elsewhere provisionally and without prejudice to the right and claim of the said *Anthony Panton* until their lordships upon hearing of the whole cause shall please to settle a further

and

and final order herein. And *whereas* it appears that Sir *John Harvey* hath taken into his hands all the said *Panton's* tythes *viz* of *Cheskyacque* one thousand three hundred and ten pounds of tobacco and one hundred thirty and one bushels of corn, and of *York* two thousand one hundred and eighty pounds of tobacco and two hundred and ninety bushels of corn and that *Robert Hutchinson* the sheriff of *James city* received for his fees two hundred and fifty pounds of tobacco, *it is ordered* that the said three thousand four hundred and ninety pounds of tobacco shall be deducted out of the bills given in upon the sale of Sir *John Harveys* goods and the corn being four hundred twenty and two bushels at two shillings six pence $\text{\textsterling}$ bushel amounting to fifty pounds twelve shillings and six pence to be deducted and reserved out of the bills payable for Sir *John Harvey's* goods in money and *Hutchinson* according to a former order of the 27th of *June* 1640 " to be responsible for the said two hundred and fifty pounds of tobacco levied by him for fees and so to remain deposited herein

From this judgment it may be inferred that Sir *John Harvey* had previously become embarrassed in his affairs. Such was the fact. At a [court] held the 17th of *April* 1640, the following division was made for Sir *John* and his creditors.

That the reversion of Sir *John Harvey* his dwelling house at *James city* with the house adjoining and all the edifices thereunto belonging within the pale and of his orchard is to be sold, he enjoying the premises during life as also a parcel of land near, adjacent, lately belonging to Sir *George Yeardly* Kn^t All his other lands and edifices to be forthwith entirely sold for the payment of his debts. All his personal estate to be sold at the best advantage for the payment of debts as aforesaid reserving for the subsistence of the said Sir *John* eight cows which he is to enjoy during life, with all the increase to him and his assigns forever, he making good the principal stock as also that he shall have and enjoy for the consideration [188] aforesaid all the increase which have or shall fall this year for the whole stock, according to the inventory as also four breeding fows forever as also the furniture of the dwelling house during his abode in the country and in case of his departure for *England* that he shall have and enjoy such furniture for his accommodation as shall be thought fit by the court. Provided always that such goods and estate of Mr *Anthony Panton* as Sir *John Harvey* hath taken into his hands and what he hath distributed to his wife and other officers be delivered over unto such person as the governor and council shall appoint and there to remain until we shall receive further order from their lordships therein

A subsequent order of the 6th of *May* 1640 shews that Sir *John Harvey* engaged himself to the board to authorize a person who was named to make sale of his estate at *York* or any other part of the county of *Charles river* upon a particular day and to authorize another person (Mr *George Ludlow*) to make sale of his estate in *James city* or elsewhere in *Virginia* upon another day named and those persons were ordered to give an account of what they should do. And an order of the 14th of *April* 1641 directed the creditors to be present upon the fifth day of the next *June* court that there might be a distribution of the estate among the creditors according to their several proportions. This last order was made soon after the principal sale by *Ludlow*. Acting both under the order of the 6th of *May* 1640 and a power of attorney from Sir *John Harvey* of the 22^d of *July* 1640, he made a conveyance on the 7th of *April* 1641 unto the governor council and burgeses for the consideration of 15,700 pounds of tobacco to be paid the first of *January* following of all that capital messuage or tenement now used for a court house late in the tenure of said Sir *John Harvey* Kn^t situate and being within *James city island* in *Virginia* with the old house

⁷⁰ In the proceedings of the 27th of *June* 1640 it is said Mr *Warren* affirmed in court that in the parish of *York* in the year 1638 there were two hundred ninety four tythable persons so that there was due to Mr *Panton* ten pounds of tobacco and a bushel of corn for every tythable person pr poll which is in all 2180 pounds of tobacco and 290 bushels of corn.

⁷¹ The order here referred to was that the fees and other charges due to the sheriff of *James city* for lodging and attendance being 250 pounds of tobacco from Mr *Anthony Panton* during the time of his last imprisonment shall remain in the sheriff's hands until such time as the said *Panton* shall make appear from the lords to whom they belong of right

houfe and granary, garden and orchard, as also one piece or plot of ground lying and being on the west fide of the faid capital and meffuage as the fame is now enclosed. At a quarter court holden at *James city* the 14th of April 1641 the following order was entered:

Whereas it appeareth to the court that Sir *John Harvey* Kn^t late governor did give and grant unto *Robert Barrington* 250 acres of land within the corporation of *James city* which faid land as appeareth by the depositions of *Peter Stafferton*, *Cheny Boyse* and Cap^t *Robert Hutchinſon* was laid out for the uſe of the governors ſucceſſively and that the ſame hath been ſeated from time to time by the governor's tenants who have always paid rent for the ſame to the governor or governors or planted to their uſe; the court hath therefore ordered that the faid patent ſhall be void and that the orphans of the faid *Barrington* ſhall have 500 acres of land allotted them in ſome other convenient place for ſatisfaction of their buildings and clearing; the ſame being a precedent uſually made and allowed in caſes of the like nature: and that the tenants ſeated thereon ſhall yield up the poſſeſſion at or before the laſt of *November* next enſuing ⁷²

[189] On the 16th of *November* 1626 a deed was made from two mariners in the behalf of *Daniel Gookenge* of *Carygoline* in the county of *York* within the kingdom of *Ireland* to *Richard Griffin* late ſervant to the faid *Daniel Gooking* reſident at *Elizabeth city*, yeoman conveying 100 acres being $\frac{1}{2}$ of the land belonging to the lordſhip of the faid *Daniel Gooking* ſituate above *Newport News* at the place called *Marie's mount*, yielding forever unto *Gooking* the rent of two ſhillings current *english* money at the feaſt of *all Saints*; the deed concluding with a covenant on the $\frac{1}{2}$ of *Griffin* his heirs and aſſigns at all times to do ſuch and ſervice to all ſuch manor court or courts as at any time hereafter ſhall be kept by the faid *Daniel Gooking* his associates or aſſigns within the lordſhip aforeſaid ⁷³

On the firſt of *February* 1630 a deed was made from *Daniel Gooking* of *Newport News* in *Virginia* gent^l to *Thomas Addiſon* late ſervant to the faid *Daniel* his father conveying on behalf of his the faid *Daniel's* father 50 acres of land being $\frac{1}{2}$ of the faid lordſhip, yielding forever to *Gooking* his heirs and aſſigns the yearly rent of one pound of tobacco at the firſt day of *all Saints* with the like covenant ⁷⁴

[235] The firſt entry of Sir *William Berkeleys* fitting as governor in the quarter court at *James city* is on the 8th of *March* 1641 (old ſtyle). On that day by virtue of a comiſſion from the king of the tenth of *Auguſt* in the 17th year of his reign, Sir *William Berkeley* and *Richard Kemp* adminiſtered the oath of a counſillor to *John Weſt* Eſq^r and *Humphrey Higgifon* Eſq^r as alſo the oaths of allegiance and ſupremacy according to cuſtom. The oaths were alſo adminiſtered to *William Bernard* Eſq^r and then the court on that day was compoſed of the five gentlemen juſt named and *Chriſtopher Wormley* Eſq^r., *Henry Browne* Eſq^r *Thomas Pettus* Eſq^r. Other counſillors fitting this term *George Meniffee* Eſq^r Sir *Francis Wyatt* Kn^t *William Pierce* Eſq^r *Samuel Matthews* Eſq^r *William Brocas* Eſq^r *Tho^s Willoughby* Eſq^r Genl C^t orders n^o 2 p 36 and p 39. During the ſame term oaths adminiſtered to *Richard Bennett* Eſq^r and *Nathaniel Littleton* Eſq^r

March 8, 1641 At this court the governor hath elected *Henry Poole* high ſheriff of the county of *Elizabeth city* for this enſuing year with the powers, privileges and $\frac{1}{2}$ quifites belonging to the faid office and place, willing and requiring the commiſſioners of the county to adminiſter the accuſtomed oath of a ſheriff unto him at their next monthly court. Genl C^t orders n^o 2 p 37. Election of ſheriffs of *James city*, *Upper Norfolk*, *Iſle of Wight* *Charles city*, *Charles river*, *Warwick river*, *Henrico* and *Lower Norfolk*, p 79 and 80

March 8, 1641 It is ordered by this court that *Nicholas Hill* ſhall make his appearance at the next aſſembly upon the 20th day of this inſtant (*March*) there to anſwer the ſuit of *David Jones*. And the faid *Jones* is hereby requirred to ſend a copy of his petition with his order to the ſheriff of *Elizabeth city* to be delivered to the faid *Hill* that thereby he may prepare himſelf for his anſwer. Genl C^t orders N^o 2 p 37

March

⁷² *Id.* 502

⁷³ Deed book in Genl Ct office, No 1 p. 79.

⁷⁴ *Id.* 80

March 9 It is ordered by this court that there be a general notice given to all the Commissioners of this county for their meeting at *James city* for electing of a vestry which notice is to be given by the minister upon *Sunday* next. Gen^l C^t orders N^o. 2 p 41

March 10 Upon the representation of S^r *Francis Wyatt* Kn^t that whereas by order of court on *October* last, captain *Henry Browne* was suspended from the council, the said S^r *Francis Wyatt* hath therefore desired the opinion of the board whether the said suspension should continue or no, it was the general opinion of the board that the said Captⁿ *Browne* should by virtue of his majesty's commission be reconfirmed in the place of a councillor and for the other part of the petition to be referred to the consideration of the next general assembly. Gen^l C^t orders N^o 2 p 43

March 17, '41 Mode of granting land. Case of *Henry Heyrick*. N^o 2 p 60. S^r *Francis Wyatt* p 76.

Grant of a commission to trade with *English, dutch* or natives. N^o 2 p 60 62, 81

[236] *March 20. 1641* The governor and council upon serious consideration had of the many weighty affairs to be treated on at this grand assembly which cannot be duly attended by them by reason of the frequent interruption occasioned to them by hearing of private causes, do therefore order that publication shall be made that after this present three and twentieth of *March*, there shall be no private causes admitted to the court except such as are at this court referred to a fixed day or such as shall concern as a party some member of this grand assembly. N^o 2 p. 66

March 24. 1641 Whereas *Samuel Chandler* attorney of the executors of the lady *Elizabeth Dale* did this day petition the board for divers lands granted by the late treasurer and company to S^r *Thomas Dale* Kn^t long since deceased (Copy) [Space was left in the original, but the copy was not made.]

March 29. 1642. Case of *Burbuge v Bullock* (Copy) [Copy not made.]

N^o 2 p 74

Concerning the building a church at *James city* p 55, 6, p 83 p 142, 3, 233, 4.

[237]

June 7. 1642 Mode of granting administrations (Copy) [Copy not made.]

June 7. 1642 Judgement for slandering an officer p 83

June 28. 1642. Commissions of monthly courts renewed and names of commissioners p 109, 110, 111, 133,

Clerk of *York* p 134. Sheriff of *York* p 164. Sheriff of *Elizabeth city* p 165 p 199, 201, 222

Sheriff of *James city* p 168 Sheriff of *Warwick* 174, *Isle of Wight* 175 *Lower Norfolk* p 180 *Upper Norfolk* p 180 who issued writs in *Accomack*. p 221 Commander of *Lower Norfolk* 342 *Isle of Wight* 343

July 31. 1642 p 111 New councillors elected and sworn, viz *Geo Ludlow & Richard Townsend* in consequence of discontinuances of others. p 180 *Thomas Stegg*.

Oct^o 5. 1642 p 119 Recital of application of *Leonard Calvert* Esq^r of *Maryland* for assistance of 100 men against the indians, and order thereupon (Copy) [Copy not made.]

Oct^o 5. 1642 p 119 Course pursued in settling new plantation upon *Pianketank* (Copy after last) Recital of outrages committed by indians & course thereupon p 136. Training and secrecy required p 140. Person near the indians drawn off his plantation p 235

Oct^o 6. 1642 Course pursued where commission was granted to trade in the bay p 120 p 133

Oct^o 6. 1642 Order where matrimony was contracted without Master's consent. p 121

Oct^o

- Oct^o 6. 1642 Concerning payment of debts in tobacco p 121, 2
- Oct^o 6. 1642 Names of jurors to be fet to every verdict and recorded p. 122
- Oct^o 10. 1642 Permission to keep an indian boy, instructing him in Chriftain religion
p 130
- “ Reparation to a doctor charged with murder p 131
- On what cattle levy was laid by 133, 4., How lift was obtained *Id*
& 127
- Nov 29. 1642 Governor & council attended by a minifter. p 147. Courfe when he
failed to attend
- Decr 1. 1642 Courfe to fecure attendance of a fufficiant number of the council p.
150, 342
- Decr 1. 1642 Courfe purfued to compel reftitution of fervants by Governor of
Maryland. p. 150, 51
- Decr. 1. 1642 Commiffioners not to be jointly impleaded as fuch p 154. Judgment
againft a troublefome fellow who intituted fuch a pceeding
p. 154.
- March 8. 1642, 3. Division for capture of the fort p. 164
- June 1. 1643 General order againft Perfons trading with the indians without
commiffion p. 182, 3
- June 4. 1643. Punifhment for drunkennefs, difturbance of the peace and bloodfhed
p 185
- Governor had valuable office land at the *Green Spring* p 186
- [238]
- June 5. 1643. Gen^l order in relation to fervants guilty of misconduct p. 187 Special
order p 221, 222
- June 5. 1643 p 187 Letter from king being received fince the laft affembly, Copies
fent to the different counties to be read in the feveral Pifh
churches.
- June 5. 1643 Pinnacle to be pffed and fent with a commiffioner to treat with the
neighboring plantations for the reftitution of runaways and for
fettling things for the future. p 187, 8.
- Va* neverthelefs returned fervants to *Maryland* p. 196
- June 5. 1643 Courfe to pvent importation of too great a quantity of ftrong liquors
from neighboring plantations. p 188 *Aug^t 1. 1643* on fame
fubject p. 201
- June 5. 1643 Governor had a guard. Severe punifhment for not coming to guard
him p. 188, 9
- June 5. 1643. Captn *W^m Claiborne* had now returned and attended p 189
- “ 6 “ He was now treafurer fince the death of *Roger Wingate* (orders
concerning quit rents 189, 217, 464) Privileges of treafurers 200.
Concerning the revenues and the treafur's office p 341, 2
- June 8. 1643 The firft man child born in the colony, pved guilty of a contempt of
court and was punifhed for it. p. 194
- “ Punifhment for fpeaking fcandalous words of the king or queen.
p. 194, 233
- June 9. 1643 People outfide of *Potomac* river taken under ptection of government.
p. 196
- June 10. 1643 Explanation of act for governor's accommodation. p. 200
- Aug^t 2 1643 Judgement againft a captain for bringing Perfons here when he had
pmifed to take them elfewhere. p 204, 5
- Octo 7. 1643 Commiffioners who challenged a councillor difabled from holding
his office p 213. alfo 236
- Octo 7. 1643 General rule as to taking depofitions p 214

- 28^o 8. 1643 Man reprieved and kept to do execution upon delinquents p. 216
Order amended p 220
- 28^o 8. 1643 Wife ordered to take herself to her husband on penalty of being
whipped p. 216
- 28^o 8. 1643 Order for examination of private pacts in case of loss. p 220
- 28^o 8. 1643 *Edmond Walker* convicted of felony and robbery ~~Done~~ on petition
of *Rose Alleyn*, she agreeing to marry him. p. 221
- 28^o 12. 1643 Mode to compel payment of clerk's fees p 224. *Richard Lee* the
clerk appointed attorney general p 234
- Nov 25. 1643 Assembly ordered for the 1st of *March* p 234
- 239] P. 346. Gov^r & council took the oath of allegiance *March* 4th 1643
P. 349 (2^d pages) Commissioners added for *Charles* county. p 374
for *York*. p 374 *Upper Norfolk* p 442 *James city*.
Sheriffs elected for *Elizabeth city* p 344 *York* p 349 *Upper Norfolk*.
Ib Charles city 353 *Isle of Wight* 359 *Lower Norfolk* p 359 *North-*
ampton Ib. Warwick 361 *Henrico* 363
- 30 April 1644 Order for garrison of 4 score men at *middle plantation* (copy it) [But
it was not copied.]
- 30 April 1644 Lieutenants and deputy Lieutenants directed to be appointed for the
several counties. Names of those first appointed 267, 8. Particu-
lar directions for marching against the indians (To be copied)
[which was not done] p 374. deputy lieutenants added for
various counties
- May 1644 List to be presented to governor and council on the 1st *Monday* in *June*
of all persons from 16. to 60 with arms and ammunition by
lieutenants of several counties
Division for widows and orphans 269
Concerning cattle and goods of persons lately slain by the indians
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Concerning servants of persons lately slain 269
Punishment for improper language in time of war 269
- June 1644 Further Division for appointment of lieutenants and deputy lieutenants
with particular instructions, 278, 9.
Division for various marches against the indians 279, 80
General direction about plenty of corn p 279
Order against sheriffs for neglect in regard to levies &c 283
General authority to assume property and grants of land 283
Authority to trade with neighboring plantations p 284
Punishment for scandalous letter against the state and government
286, 7, 8 also 293, 4 450
Claiborne's opinion different from the others in relation to the
propriety of War upon the indians between the *Rappahannock* and
Potomac p 289
Last entry of *Sr W^m Berkeley* fitting as governor 12th of *June* 1644
p. 292, 3
last entry of *Sr W^m Berkeley* fitting as governor 22^d of *June* 1644.
Names of council (copy order shewing many prisoners then
amongst the indians & course to be pursued. p 333 [Copy was
not made.]
- [240] first entry of *Richard Kemp* fitting as governor. *June* 29th 1644.
p 294
- 1644 June 29 Concerning the procurement of axes, spades, boats, divisions. p 294
- Aug^t 5. 1844 Particulars of the return of the *Pamunky* army and about raising
another army p 296, 7

- Aug^t 6. 1644 Undertaking of the Governor of *Maryland* that none of inhabitants there shall trade with indians here p 298
- Aug^t 10. 1644 Meeting of lieutenants and deputy lieutenants and 50 foldiers levied to march against the *Chickahomnies* p 298, 9
- Aug^t 16 1644 Assembly which had been adjourned to 15th of *Nov^r* directed to be summoned for 1st of *October* p 297
- “ Division for *W^m Lucas* & family, he having two other men with him p 300, 301
- Sept^r 3. 1644 Authority to go against the corn of the indians, p 301 also 301, 2 as to going against the *Rappahannocks*. p 301
- Sept^r 3. 1644 Concerning the riotous & rebellious conduct of *M^{rs} Wormleys* negroes p 301, 2. also *Oct^o* 10. 1644 p 319
- Oct^o* 14. 1644 Sentence of death passed upon *Nath^t Moore*,
- Oct^o* 15. 1644 Land granted *Claiborne* on *Pamunky* at the place he first landed against the indians p 329
- July 6. 1644 Upon information from *Claiborne* general of the *Pamunky* march, divisions directed to be procured p 330
- “ “ Peas to be procured for the foldiers p 330
- “ “ Meal to be procured for the foldiers p 330
- “ “ Arrangement permitting lieutenants of *York* county to open letters from *Claiborne* to the governor and council & send further divisions p. 330
- Levy directed for shot, lead and powder p 331.
- Aug^t 28. 1644 Sheriffs to attend at *James city Oct^o* 4 that levy may be apportioned 331 Division for shoes, stockings and other necessaries for the foldiers p 331, 2.
- Sept^t 10. 1644 Persons apprehended for rebellion (Perhaps *M^{rs} Wormleys* Servant Sept 3^d) 332
- Oct^o* 23. 1644 More foldiers to be levied and prepared to go against the indians p 334
- Nov^r* 26. 1644 Parties to go after indians p 346
- others prevented from going hunting p 346
- Nov^r* 29. 1644 Power to sheriff of *York* to restrain for fees and country duties due sheriff of *Warwick* p 352, 3. Other Division for cases of removal p 353.
- Dec^r 3. 1644 Lieu^t. *Nicholas Stillwell* permitted to go against the indians p 363
- 1644/5 [1644/5]
- Jany 20 Assembly to be summoned for the 15th of *feby* p 365
- “ Men, powder and shot to be sent to *middle plantation* for defence of the forest p 365, 6
- 1644, 5
- Feb. 20. Minister inducted for *Pocofon* p 369 Gen^l C^t order N^o 2 [241] 1844, 5 [1644/5]
- Feb. 20 Proceedings against *Argoll Yeardley* one of the council for contempt
- Feb. 20 Against *John* . . . for slandering the army p 373
- Feb. 26 Further Division for foldiers against the indians p 375
- Feb. 26 Comissions to trade . . . p 376 . . . 400, 401, 428(2)
- March 10 Orders of the council of . . . to set out with p 377, 8, 9 Division for surgeon, ordinance . . . p 380—
- March 18. Other orders of the council . . .
- March 28 War orders p 385, 6. *Nathaniel Littleton* appointed commander of *Accomack* 386

April

- April 3 Wages of the foldiers p 394 Men to go to fort . . . p 394
 " " Respect to *Easter* Holidays 395, 6
 " 10 Sheriffs appointed for the different counties 403 to give security 443. To
 be called to account for the levy 448
 " 19 Opn of C^t that second sale of cattle dosen't bar the right owner 427
 " 25 { Orders at a council of war p 432, 3
 May 13 {
 June 4 { Persons in service at the forts not to be liable to distrefs. 441. Council of
 war 450, 1, 2.
 June 6 Concerning the government of the isle of *Kent*. Captn *Claiborne* not to
 intermiddle with the government. *Richard Thompson* allowed to go
 there. (Exam hift of *Maryland*) 443, 4
 June 7. Sudden arrival of S^r W^m *Berkeley*. p. 449
 16 Proceedings of council of war at which S^r W^m *Berkeley* was p^{se}nt 452, 3
 August 9 Proceedings at a council of war, 453, 4, 5. Assembly to be summoned for
 1st of *October* 455 adjourned to 19th of *Nov.* 455, 6
 September 4 Orders of war 455, 6
 Nov 25 *John Kemp* ordered to be whipped for contempt of court p 461, 2
 1646 Grant to S^r W^m *Berkeley*—afterwards confirmed in 1664. Gen^l C^t book
 marked N^o 2 1660 1664 p 405, 6.
 1650 Grant of 20th of *Sept*r in 2^d of *Charles* by the king himself to *Tho^s Lefter*,
 John ffox & *Gilbert Thornbrough* Dated at S^t *Johnstone* In book of
 judgements & orders 1664 to 1670 p 556 (The King was then in
 Scotland)
 Gen^l C^t book marked N^o 2. 1660 to 1664 p 116 Deed of the 30th of *March*
 1665 from S^r W^m *Berkeley* to *Richard Bennett* Esq^r governor of *Virginia*
 for my house in James city lately in the hands of William Whitby
 being the westermost of the three brick houses which I there built. This
 conveyance for 27, 500 pounds of tobacco. Anna the daughter of
Bennett was married in 1660 to *Theoderick Bland* of *Westover* in
Charles City County, and *Bennett* in 1662 conveyed the house to
Bland p 117

[242] Gen^l C^t orders &c 1654 to 1659

By S^r *Richard Bennett* Governor

- P. 1 Grant dated the 6th of *April* 1654 to *Edwin Conway* for 1250 acres of
 land in the county of *Lancafter* on the fouth east side of *Corotoman*
 river; 1000 acres p^{ar}t thereof having been formerly granted him by
 2 patents dated the 6th of *December* 1652 and the residue for the
 transportation of 5 Persons into the colony
 P. 13 Grant by fame dated 5th of *October* 1654 unto Major *Miles Cary* for
 3000 acres of land in *Westmoreland* county for the transportation of
 60 Persons into the colony He became L^t Colonel. p 321 Grant
 renewed for 3 years
 p. 68 Last grant by the fame dated *March* 1655
 79 first grant by *Edward Digges* governor dated *March* 1655
 145 Court held 6th of *June* 1655. Names of governor and councillors
 June 7. p 149. Judgement for fornication and getting servant with child.
 p 150 Order upon complaint by *Totapotamoy* that an indian his brother was
 slain by an englishman
 p 156 p^{ro}cess ordered to sherriff of *Surry* to summon a grand jury and petit
 jury to be ready at *Surry* court the 3^d of *July* for the trial of L^t Col^o
Thomas Swann
 p 157 Decision that one of the half blood cannot inherit and appeal to next
 assembly by *Richard Courfey*. p 174 *Evans v Evans*

- 157 Order prohibiting people from meddling in present troubles in *Maryland*
 157, 8. *Henry Loanes* permitted to employ two indians
 158. Business obstructed by sheriffs not returning writs and order thereupon
 159 Commission ordered to Captain *Henry Perry* to go with volunteers to discover the mountains
 Captⁿ *Bennett* had to appear at the admiralty court to answer the putting to death of *Kath Grady* as a witch at Sea
 June 28 162 Recital of Letter to the governor from his highness the Lord Protector of *Jany* 12, 1654 answer directed to be drawn up.
 163 Upon complaint that *W^m Durant* is actually in rebellion against the Lord Protector, warrant directed for his apprehension.
 p 170 further order Oct^o 3. p 199 Nov 24 p 213, 14, March 12 Order to seize on records belonging to Lord *Baltimore's* plantation or *Maryland*
 Oct^o 3 164 Order directing forgiveness to be asked for scandal.
 171, 2 Orders upon complaints by the indians
 177. Allowance to widow of man in debt
 Church wardens and vestry allowed to distrain (2 entries)
 176 *John Smith* ordered to be sheriff of *Warwick*
 177 Recital of great disorders during the quarter courts and remedy divided
 178 Judgment that 5 years possession of land gives good title
 Decision as to the necessity of recording deeds
 181, 2 Judgment for slander
 184. Division for castle duties p 240
 Nov 21 186 Judgment against a minister for sexual intercourse with a servant
 187 Judgment on complaint of *Booth* that *pty* be bound over for good behaviour to *Booth* and *all other his highness's subjects*
 22 Power to punish for not attending militia musters
 [243] 1655
 Mar 23^d Assembly to meet 10th of *March* and in the mean time levy directed by the governor and council p. 191
 p 200 Remedy against commissioners when sheriffs fail to pay over levies p 243
 1655, 6
 March 12 p 203 Names of governor and council. Col^o *Obedience Robins* also sworn
 p 208 Land assigned to the *Wicomoco* indians
 208, 9 Another order as to their King
 209, 10 Land obtained from indians
 210, 11 Judgment for untrue charge of forgery. Another case p 233, 254
 217 Mulatto held to be a slave and appeal taken p 344
 221. If master consented to servant's marriage, made her free
 226, 7 Land given in joint tenancy held to survive
 227 Compensation for killing wolves
 228, 9 Sheriffs for the several counties
 1656
 April 23^d *Edward Digges* still governor
 p 229 Consultation concerning a march against the strange indians who lately intruded at the falls and order thereupon.
 June 4 p 230 Report of the expedition. p 246 order against *Hill*
 5 p 231, 2 further order for raising men—
 p 232 Addition to the council p 234
 6 p 243 Land not considered deserted until 3 years after removal of indians
 Oct^o

- Oct^o 8 p 247 Where indians may hunt
p 250 In case of *W^m Townsend* mention again of his highness the Lord
Protector
- 4 p 262 Levy made according to order of assembly
- Nov 6 p 263 Governor having to go to *England*, assembly called for 1st of *December*
- Dec 2^d p 266 Pardon to be asked on the knees for defamation
" p 280 Proceeding in case of unlawful marriage
p 281, 2 Complaints from indians in *Northumberland*
- 15 p 285 Concerning indians at *Wicomico*
286 *Edward Griffith* appointed surveyer
W^m Johnson elected high sheriff for *Rappahannock*
- 1657
April 27 p 287 *Samuel Matthews* Governor. Additional councillors sworn Complaint
against the *Neffan*[?] indians and soldiers to be raised
287, 8 Petition for assembly the 10th of *May* denied
- June 2^d p 288 *Abraham Wood* sworn councillor
Minister restored to office
Minister punished for marrying without license
- 1657
June 5 295 *Richard Parrot* elected sheriff for *Lancaster*
" 6 295, 6 Case of an indian servant
" 297, 8 *Henry Corbin* of the quorum in *Lancaster*
- June 6 301 *Richard Dilby* appointed sheriff for *Gloucester*
" 8 304 *W^m Batt* appointed sheriff for *Elizabeth city*
" " 309 *Thos Manning & W^m Pusby* appointed sheriffs of *Nansemond &*
Northumberland
- " " 312 Verdict and judgment for slander
" 10 313 Verdict and judgment for false imprisonment against commander for
commissioners
- " 11 314 Sheriff app^d for *Charles city*
" " 314 Privilege granted *Nath^l Batte* for interest taken in the discovery of
an inlet to the southward p 339, 392,
- " " 317 Strumpet ordered to be whipped
" " " How marriages are to be solemnized for the future
- " 12 318 Sheriffs appointed for *Westmoreland, Surry, Warwick* and *James city*
" " 319 Provisions for recovery of servants running away to *Maryland*
- [243 1/2] 1657
Oct^o 7 p 322 Judgment vs *John Tayler* for petit larceny that he be whipped
322 Person bound over to answer complaint for murder offered on behalf
of his highness the Lord Protector.
325, 6 another case (for selling powder to the indians) of Person bound over
326 *John Brewer* for uttering unhandfome words to acknowledge his
offence
327 Concerning claims of indians on *Corotoman* creek
" Indians of *Rappahannock* and *Potomac* to be summoned p 347
" Shippes forced into port for relief allowed to take some tobacco as
freight
- Oct^o 10 331 *Weeks Mander* for uttering scandalous words of a lady to acknowledge
his offence
- 12 333 Indians detaining a servant to be arrested
335 Glebe land of Bishop of *Bristol & Bishop of Hampton*
- Oct^o 13 336 Orders permitting Persons to keep indians to hunt p 416
- 14 342 Addition of commissioners for *Warwick*

- 345 *Mary Scragg* charged with concealing bastard issue to appear before next assembly
- 346 Levy made up as directed by the assembly
- Nov 25 350 Order for collection of tobacco due to *Sr W^m Berkeley*
- " 27 353, 4 *Thomas Thruston* and *Josiah Cole quakers* to depart on a ship and in the mean time committed to custody and not to have pen, ink or paper or correspondence with citizens p 382 allowed to go to *Maryland*. p 413 *Quaker* whipped p 414 *Quaker* fined for entertaining a *Quaker* p 415, 16 other *quakers* punished p 416 One woman with child ~~ph~~doned. 1658 June 10 General psecution of *quakers* directed
- 354 Master of ship bringing *quakers* into the colony to be fined and carry them back
- 354 Lands occupied by *Wicomico* indians when deserted to be for *Sam^l Matthews*
- Lands occupied by *Chiskiack* indians when deserted to be for glebes of *Gloucester* p 415
- 354, 5 Liberty to transport commodities to *Delaware* bay
- 357 Glebe land of *Henrico* ~~ph~~ish
- 358 For unhandfome behavior, forgiveness to be asked on the knees
- Dec^r 1st 358 Names of governor and council—*Barbary Wingbrough* arraigned for a witch but acquitted. p 368, 9 who should pay the witnesses referred to assembly
- 368 Judgment where servnt required medical attention and was neglected by his master
- 1657, 8
- March 17 p 373 *Peter Knight* added to the quorum for *Gloucester*
- 374 Destruction of indians, our friends, to be pvented
- 19 380 Legacy to widow no bar to dower
- Peter Afhton* added to the quorum in *Northumberland*
- 383 *fleet v Tabb*. Question of law between 2 patents for *fleets* Bay
- 384 Patent for lands sealed declared void
- 388 What words are not scandalous
- 388, 9 Appointments of commissioners and sheriffs
- 390 Sheriff appointed for *Rappahannock*
- 402 Sheriff appointed for *Lower Norfolk*
- 403 Sheriff appointed for *Isle of Wight*
- 403, 4 Commissioner for *Northumberland*
- 407 Surveyor and sheriff for *Northumberland & York*
- 408 Sheriffs for *Warwick, Nanfemond & Henrico*
- May 20 409 New commission not having come, whether Governor should grant warrant for execution (Qu. whether this is 1657 or 1658)
- Reference to be granted and represented to royal highness
- 410 Case of an *irishman* improperly kept in service
- 1658
- June 12 431 psecution for treason against the lord ptector
- (No entry of later date)
- After 17th of October 1660, *Sr W^m Berkeley* acted as deputy treasurer. See book marked N^o 2 1660 to 1664 p 28 to 33. He was acting as governor Aug^t 4. 1660 p 64
- House and land in *James city* which belonged to the country fold. Deed of the 5 of Oct^r 1661 on p 558, 9 of book of judgments and orders 1664 to 1670—other end. Also p 561, 2, 3, 564, 5, 6

[244] Gen^l C^t book marked N^o 2 1666 to 1664

- 1661
April 19th p 1 pceeding for opprobious words against the queen
 " 30 p 28 King having given S^r W^m Berkeley governor p^mission to go out of the country, governor and council made choice of *ffrancis Morrison* in his absence
- May* 15 p 28, 9 Major *Henry Norwood* the treafurer having impowered S^r *William Berkeley* he appointed Col^o *ffrancis Morrison* and M^r *Tho^s Ludwell* to execute the office of treafurer in his place. They appointed Col^o *Miles Cary* Escheater General p 37. *Henry Randolph* acted as his deputy p 273 &c to 303 then Jⁿo *Stringer* Escheater. Exam to p 347 also 416 &c Power from the treafurer of *Sept.* 1662 p 126, 7, 8. *Richard Lee* made deputy treafurer in *Westmoreland* March 28, 1663. Mode of collecting quitrents 199, 200. Will of *Rich^d Lee* 210 to 14.
- 1661
May 16, Catalogue of books of records p 49, 50
 1662
- April* 4 The whole pceedings against the *quakers* at a general court held the 4th of *April* 1662 p 81 to 86
- August* 9 Licence by king of ship to ferve King of *Portugal* p. 172 Commiffion of king of *Portugal* 218, 19 Peace concluded in *Sept^r* 1662 p 248, 9
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- " 13 Commiffioners for *Westmoreland*—Jⁿo *Wafhington* one p 129 Instructions from the king of the 12th of *Sept^r* 1662 to S^r W^m Berkeley p 129 to 135
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- 1664
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Letter from *Amsterdam* in *New Netherlands* complaining of *Robert Downman* and . . . *John De* . . . & others p 240, 1, 2, also 250 to 253
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p 422 Contribution towards building the town now begun. Seems to be 21 March 1663/4

1663/4

21 March

Names of governor & council p 424. *Geo. Gwillern* appointed sheriff of *Nansemond* p 425 *Jno Michael* in the commission for *Northampton*

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March 24

p 428 Land to be surveyed for *Nansemond* indians 429 *Jn^o Hall* sheriff of *Rappahannock* *Thos Ceely* sheriff of *Elizabeth city* *Thos Davis* sheriff of *Warwick*

March 25

p 437. Sheriffs appointed for *Charles city*, *Isle of Wight* & *Surry*

p 437 Gift from King of *Potomac* to *Peter Ashton*

443 Sheriff of *Westmoreland*

443, 4 Complaints of *Pamunky* indians

448 Sheriff appointed for *New Kent*; also for *Northumberland*

450 Leave to erect a wharf before *James city*

1664

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p 460 ferry to be kept at *Piankatank*

462 Verdict against a councillor for words spoken in court reversed.

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p 464, 5, 6. Important order to have as many indians as possible located in one place and land enough laid off for them

" 28

p 467. Value of guns taken from indians to be paid them

" "

p 468 Mr *Thos Bowler* added to commission for *Rappahannock*

" "

p 469 Judgment for division of land by a jury

" 30

p 469 Sheriff of *James city* fined for arresting member of court and assembly; plaintiff in the action fined also 470

Last order in this book 5th Oct^o 1664. Adjournment then to 20th of November

[250] Genl C^t Judgments and orders 1664 to 1670

Commence at a General court held at *James city* the 22^d day of November 1664. Names of governor and council of whom *Miles Cary* is one Court sat morning and afternoon

1664

1664

- Novr 22^d* p 1 Major General *Mainwaring Hammond* having occasion to go to *England*, 3 years further time allowed him to feat his land
- Novr 23^d* p 4. Commiffioners added for *Rappahannock* p 55 *Lancaster* p 70, 137 *Isle of Wight* p 137, 167 *Charles city* p 260 *Northumberland* p 267 & 269 *Nanfemond* p 270 *Lancaster* p 282 *Warwick* p 295 *Lower Norfolk* p 311 *Nanfemond* p 18 Sheriff for *Westmoreland*. p 19 *Isle of Wight* p 19 *Nanfemond* p 22 *Surry* p 55, 270 *Lancaster* p 64 *Surry* p 70 *Warwick* p 120 *Westmoreland* p 130 *Charles City* 198 Sheriffs to remain in office p 254 *Middlesex* p 255 *Gloucester* 256 *Isle of Wight* p 258 *Henrico* p 259 *Westmoreland & Stafford* p 267 *Nanfemond* 280 *Warwick*
- p 5 Judgment for killing a horfe for lefs than half the value altho' act of affembly directed treble
- 5 Cafe remanded to *Lancaster* court with direction to take care that the jury can write
- Novr 24* p 6 Comm from the king confirming comm of *Thos Stegg* as aud^r genl read in open court (Comm in pvious book)
- p 7, 8, Judgments by default at pceeding general court now confirmed (defendant not appearing)
- p 8, 9 Interpreter to live near *Pamunky* indians
- p 9 *Surry* commiffioners for not building ftocks, prifon and pillory
- Nov 26* p 11 Judgment for a filly
- p 12 Collector of feveral rivers to purchase powder
- " How fhips to be entered and cleared

1665

- March 21* p 13, 14 Governor had p^rogative of ejection minifters. Order where minifter had been badly treated by p^ret of the veftry p 216
- p 15 Peculiar judgment againft a man for forcibly carrying another out of the colony
- p 18 Judgment for flandering clerk of a court
- March 25* p 23 Two ferries [?] to be kept at *James city*
- 23, 4 Interpretation of late act giving liberty to plant and make what tobacco they can either by feconds or ground leafs
- p 24 Anfwer directed to p^ropofition fent from Col^o *Morrifon* concerning the coming in of fhips
- June 21* p 25 Regulation for the fecurity both of the fhips and country
- p 25, 26 War now between *England* and the *dutch*, commands of the king received and meafures taken for defence
- Aug^t 1* p 27. ffine for contemning warrant in the king's name
- Oct^o 12* p 30 Judgment againft a runaway fervant
- p 33 Debt incurred by a burgefs in the fervice, to be paid by his county
- 14 p 35 Indian allowed to patent for land p 113 children of a negro
- p 37 Negro to be free after ferving 7 years
- 16 p 39 *Alice Stephens* accused as a witch but not cleared [f^c]
- 17 p 42, 3 Indictment againft a man and woman for murdering child. Grand and petit jury. Peculiar judgment
- 19 p 47 Cafe of piracy. Pirate fent to *England* for trial. And indians in his fhip declared free
- 20 p 38 Complaint by the Queen of *Pamunky*
- 24 p 57 Judgment for defaming a juftice
- 26 p 58, 9 Severe judgment for taking a prifoner out of fheriff's cuftody

[251] 1666

- March 28* p 67, 8 King's direction that no ships shall depart from this country until 1st *April* and then go in one fleet under an admiral carried out by postponing departure till last of *April*
- p 68, 9 In case of ships taken on their return by *dutch* men of war, whether duty on exports shall be refunded. p 145 Some Refunding. See also p 117 of book from 1670 to 1677
- p 71 No land to be surveyed within 5 miles of an indian town
- 29 p 73 Judgment for dishonorable words spoken against Majr Genl *Bennett*
- p 75 Measures taken for expeditious building of fort at *point comfort*
- p 76, 7 The colony thought the fort had better be built at *James city* but took measures for building it at *point comfort* in obedience to the king's command. also p 81 *Miles Cary* a son named *Tho^s Cary* or *John Cary* p 199, 297
- p 78, 9 Duties formerly paid the captain of the fort converted to the building and defence of the same
- June 6* p 79 No master of ship to depart without license from the governor
- p 81 Ship built in *Virginia*
- p 83 to 8 Proceeding against *Robert Morris* master of the ship *King David* for violating *english* statutes. p 86 to 88 Petition of *Morris*
- July 10* p 89 Information of the arrival of an enemy's man of war and measures taken
- p 90, 91 further measures p 92 Power to Majr Genl *Smith*. p 91, 2 application for a frigate
- p 90 In consequence of murders by the indians contrary to treaty of peace, war of extermination directed against them. p 93 Persons removed off a plantation near[?] them
- 92 Regulation for the speedy transmission of public letters & other dispatches p 92
- Octo 24* p 97 County of *Nansemond* to pay expense of criminals sent up for trial
- 26 p 102, 3 Particular judgment for defamation of the governor p 133, 4 one of the council
- p 105 Concerning churches of *Stratton Major* Parish in *New Kent*
- 29 p 107 Disposition of estate of decedent where no creditor or distributor appeared
- p 109 Judgment of death for stabbing
- 31 p 113 Bounds of Glebe for *James city* Parish
- p 114 Glebe of *christ church* in *Lancaster*
- 1667
- April 19,* p 127 Concerning lands and heirs of *Richard Kemp* p 274, 5
- p 128 Contractor for church of *York* Parish required to go on and build it
- p 134 *Thos Ludwell* secretary to enter and clear ships
- p 138 *Edward Matthews* on his knees asked forgiveness of *Thomas Stegge*
- June 21* p 146 Sea fight in *Virginia* between Captain *Robert Conway* and the *dutch*
- 146 Governor to provide 20,000 pounds of biscuit to be always ready
- 147 Guns to be mounted at *Point comfort* and gunner appointed
- " Guns to be carried there from burnt ship *Elizabeth*
- " Sailing of ships deferred till the 27th
- Sept 28* p 164 Justice of the peace fined for plundering ships in late invasion p 182 further order
- 1668
- April 17* p 175 Land granted *Pamunky* indians on the north of *James river* confirmed to them

- 22^d p 187, 8 Widow to have legacies and thirds p 221
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heirs be omitted and appealed to the affembly
 28 p 205 Land taken up adjoining what a man owned before not to lapfe for
 want of feating
 p 206, 7 Complaint of the fhip *Virginia Berkeley* having trafficked unlawfully
 in *Spain*
 Sept 21 p 210 *David Manfell* allowed to keep 2 indians to work and hunt for him
 p 210, 11 In cafe of Captn *Giles Brent* order of *Stafford* county dated 27th of
May 1668 reverfed the court having 21 years experience of his fidelity
 in not feducing any *¶*fons to the *Roman Catholic* religion
 p 216 opinion of the court that where debtor remaineth in prifon his eftate
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[252] Genl Ct Office Inquittions &c N^o 32, 1665 to 1670

- 1663
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 the 6th of *September* in the 15th of *Charles* 2^d at *Newmans* land in
Gloucefter. Attempt of fervants to get a year of their time and if
 refufed to go out of the country as appears by the depofitions p 1 to 5
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 feby 28 Instructions for his majefty's fubcom^r of prizes in *Virginia* whilst in
 hoftility with the *dutch* p 1 to 12
 " " Instructions for the ftore houfe keeper of his majefty's plantation of
Virginia p 12 to 15
 25 Commiffion to S^r *W^m Berkeley* as fubcommiffioner p 15, 16. Commiffioner
 to be ftorehoufe keeper p 16.
 Jan. 13 Order from the king that fhips muft return from *Virginia* in company p 17
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 Novr. 4 ffurther order on fame fubject p 18, 19
 15 Kings—letter on fame fubject p 20
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 Jan 27 Letter from the king containing information of the ftate of things between
England and the *dutch* and directing forts in *Virginia* and other
 meafures for the p^tection of the fhipping p 21, 22
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 May 1st S^r *W^m Berkeley*'s p^tclamation p^tcribing mode and time in which fhips
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 and rear admiral on the fame fubject p 24
 Jan 10 Information of the firing of *London* and that the feas are fo full of pirates
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 Nature of the information received p 26
 Sept. 10 Embargo at this time. Mode in which fhips were p^tmitted to come to
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 Novr 13. Letter from the king or by his *Majefty's* command p^tcribing times when
 fhips are to fail from *Virginia*. 24th of *March*, 24th of *June* & 24th of
Sept p 29, 30
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 June 24 S^r *W^m Berkeley*'s p^tclamation in accordance with that letter p 31, 2, 3
 King's licenfe of the 13th of *December* 1664 to *John Brown* who had patent
 for refining fugar in *Scotland* to trade to *America* p 33, 4. *Brown's*
 letter of the 1st. of *feb*. 1664. King's letter of the 16th of *Jan*y 1662/3
 p 41, 2

- Oâ°.* Letter from *Jn° Bowler* giving some information p 37, 8, 9
 “ 24 Letter from the Genl of *Jersey* island p 42
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Jany 4 Commiffion appointing commiffioners for *Surry* county p 69 *April* 16,
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Novr 18 Refolutions for the fettlement of commerce to and from his majefty's
 plantations in *America* and other places to the port of *New York* and
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New York on *Manhatan* ifland the 18th of *November* 1668 p 70
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June 24 Commiffion to *Thos Ludwell* as Efcheator for the whole colony p 74
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Sept 3 Letter from *W^m Drummond* then of *Carolina* p 94, 5
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June 25 Directions from the Duke of *York* that particular men bound on a voyage
 to *Virginia* are not to be impreffed p 165. Authority from Prince
Rupert of the 29th of *June* p 166. Instructions from the Duke of
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May 7. Concerning fort which *Drummond* was to build at *James city* p 173
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Oâ° 21. Order of court marked *vs Richard Clark* for mutiny p 174
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William Drummond & *Tho^s Woodward* to treat about ceffation with
Maryland p 219 Letter from the governor of *Maryland* of the 26th
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 p 3 Letter of *March* 22^d 1663/4 from *S^r W^m Berkeley* to the governor of
Maryland about tobacco
 p 4, 5 Letter of *Oâ°* 2^d 1664 from *S^r W^m Berkeley* to governor of neigh-
 boring pvince defiring him to deliver up difturbars of the public
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 1665
April 3^d p 22 Order that no fhip fhall depart until fhe have 3 more in company
 1664/5
March 12 p 40 Instructions to commander of the *Olive branch*
 1665
Nov^r 9 Cafe of piracy and mode of pceeding p 61
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Aug^t 14. Affembly to meet *Oâ°* 22 p 95, 6
Sept 19 Letter from *S^r W^m Berkeley* to *W^m Drummond* p 99

- 1664 Concerning the churches in *Stratton Major* p 154 to 183
- 1665
- Nov^r 4 King's instructions as to mode in which ships should sail 249 to 251
- Jany Concerning *Sandy point* 336
- 1666
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- 1668
- March 19 King's commission to *Edmond Scarborough* as surveyor general
- [256] Gen^l Ct. judgments and orders 1664 to 1670
- 1668
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Col^o *Cary* containing bequest for his 3 daughters and question
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- p 228 Judgment for a negro for her freedom p 306
- p 230 Judgment against a minister marrying a servant
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- p 247 Judgment of *Nanfemond* court in case of slander
- 25 p 251 Judgment for breaking prison that *pty* be banished to *Barbados*.
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- " " Application of *Thos Hunt* to be paid for maintaining the bridge and
repairing the dam over *Pohatan Swamp*
- 1669
- April 1 p 261, 2 Ordinary keepers not to trust seamen
- p 267 Case of a justice of the peace and doctor speaking opprobious [*sic*]
words of the governor
- 274 Case of a man complaining that wife, child and goods are detained
from him
- 23^d p 276 *Richard Awborne* sworn clerk to the council
- 276 *Hannah Warwick's* case extenuated because she was overseen by a
negro overseer
- 286 Judgment for murder
- 297 Indian brought in to be free after serving 5 years
- Oct^o 28 312 Case of *Henry Smith* of *Accomack* charged with Rapes & to appear
at *James city* the 10th of *feby* next See about this case other side
p 643 and p 12 of judgments & orders 1670 to 1677
- (This the last order in this book)
- How privy examination of a *feme covert* was taken in 1667—other side of book
p 568, 9
- Other side p 586 *Henry Corbin* member of the council abused by *W^m Goodloe* master
of a ship. Deposition at large
- p 610 Oath of clerk of the council

[257] 1670 Col^o *Miles Cary* late of *Warwick* county, by his will amongst several
bequests and legacies, directed a sale to be made of his two houses in the city of *Bristol*
in the kingdom of *England* one of them situated in *Ballame Street* and the other house
situated in *Saint Nicholas street* and that the produce of money, they should be sold for
should

should be equally divided between his three daughters, to wit *Anne, Bridget and Elizabeth Cary*. *Emanuel Wills* married *Elizabeth Cary*. And they by a deed of the 11th of *April* 1670 conveyed to *William Baffett* of the county of *New Kent* all their interest in the said houses. Gen^l Ct. will book N^o 2 p 3

By a deed of the 19th of *May* 1670 it is recited that a marriage was to be solemnized between *S^r William Berkeley Kn^t Gov^r* & captain general of *Virginia* and *Frances Stephens* widow of *Samuel Stephens Esq^r* late gov^r of *Carolina* and *S^r W^m Berkeley* covenanted with *Alexander Culpeper* and *Anthony S^r Leger* to convey for her benefit during her life estate in *England* of the yearly value of six hundred pounds sterling money of *England*. Gen^l Ct. will book N^o 2 p 22 and 30. The marriage it may be inferred took place soon after the date of this deed; for it was acknowledged in court the 21st of *June* 1670. *Id.* 30, 31

In 1670 the vestry and inhabitants of *Trinity Parish* in the county of *Lancaster* presented to the governor *Mr Benjamin Doggett* to officiate in the two churches of that Parish. Gen^l Ct. will book N^o 2 p 37

Complaint in 1670 of the misconduct of one *Peter Atherton alias William Nelson* a preacher. Gen^l Ct will book N^o 2 p 55 to 58 (This may have to be copied) [But was not copied.]

1670 Proceedings against ships for violating laws to prevent frauds in the customs. Nature of laws of *England* recited in the complaints. Gen^l Ct. will book N^o 2 p 77 to 93. also p 109 to 111. Order of the King in council p 212. See also 224.

Power of the 8th of *December* 1670 from the Earl of *S^r Alban, John Lord Berkeley, S^r W^m Morton &c* to present to the governor & council of *V^a* letters patent of the 8th of *May* granted to them. Gen^l Ct. will book N^o 2 p 95, 6. The letters patent are p 98 to 107. Letter of the king p 108. Petition to governor & council p 197. Instructions to *Thomas Kirton* p 251, Deed with *Kirton* p 381. Revocation of *Kirton's* powers 498, 9. Exam 529, 530

1671 Governor exercised power of reprieve till next session of genl court. p 97 Reprieve by the king 224

21st of *Oct^r* 1670. Order of the king in council that no felons or other condemned persons shall any longer be transported to *Virginia*. p 119. Also 216, 17

By a deed of the 3^d of *April* 1670 *Sir William Berkeley* for £25 sterling conveyed to *Henry Randolph* of *Henrico* all that the remains, foundation and brick works of a certain house or messuage that was burned of 40 feet long and 20 feet broad being the westermost part of the ruined fabrick or buildings adjoining to the old State house which said ruined messuage was formerly in the occupation of *Richard Bennett Esq^r* together with the land whereon the said ruined messuage standeth, situated lying and being upon the river side in *James city*. p 154

[258] The old state house was a brick building forty feet long and twenty feet wide, and on each side of it there was another building of the same length and width. *Henry Randolph* became proprietor of the three, and conveyed them by three deeds of the 7th of *April* 1671. The conveyance for the middle building is to *Nathaniel Bacon* and the executors of *Col^o Miles Cary*, describing it as *one messuage house or tenement of brick building of 40 feet long and 20 wide being the middle part of that fabrick of building where was the old State house, together with the lands whereon standeth the said house or messuage, situate, lying and being on the river side in James city*. To *Thomas Swann* of the county of *Surry* was conveyed *one messuage, house or brick building of 40 feet long and 20 wide being the eastermost end of that pile of building whereof the old state-house was part and next adjoining thereto, which messuage was formerly in the occupation of Thomas Bayly, with all the lands whereon the said messuage standeth, situate, lying and being upon the river side in James city*. The other tenement being that purchased by *Randolph* of *Sir William Berkeley* was conveyed to *Thomas Ludwell* of the county of *James city*, by the following description: *one messuage or tenement of brick building of 40 feet long and 20 feet*

feet wide being the messuage of ~~Part~~ of that fabrick pile of building which contains three tenements, the middlemost whereof was the old State house which messuage was formerly in the occupation of Richard Bennett Esq^r situate, lying and being on the river side in James city Gen^l Ct. will book N^o 2 p 155, 6, 7. Ludwell afterwards got a patent for a half acre of land adjoining this tenement, and reconveyed this tenement (with the Land so adjoining) to St William Berkeley on the 17th of March 1672 for £150 sterling. p 337, 8
1671 Sir W^m Berkeley promoted the making of salt (Exam this p. 176)

Oath of the clerk of the council. p. 182

Grant from Charles the second to Peter Jennings of the office of Attorney general of Virginia. 15th of September 1670 p. 193. Appraisement of the estate of Col^o Peter Jennings bears date 7th of April 1672. p 301 Grant of administration 23rd March. Book of orders 1670 to 1677 p 126

1670/71 Curious case of libel of John Lord on John Vassall. p 219. *Dedimus* on this occasion. *Ib.* Depositions 220, 221. Also case against Richard Price 243, 4 (*Ball v. P*)

Deed to W^m Drummond reciting order of the 7th of June 1638. Exam it 226, 7

Oath of a councillor of State. 231, 235

1671 Commission from Charles the 2^d Novr 17th in 23^d of his reign appointing Alexander Culpeper surveyor general of Virginia. Appointment by Culpeper of Thomas Ludwell his deputy, 238, 9. Like appointment of Philip Ludwell 9th April 1675 p 546, 7. Surveyor's oath 547. Philip Ludwell substituted Thomas as deputy Secretary p 557

Commission at large appointing commissioners for Westmoreland county containing various recitals. 29th March in 24th of Charles 2^d p 246. Commission for justices of Gloucester 253. For Accomack 393 Commission to officer of Militia, p 249

[259] Gen^l Ct. will book N^o 2

1672

p 253. Course of the governor upon intelligence of the war between England and Holland. p 255 Communication from the king rec^d 24th of June 1672. p 256 Declaration of the governor. p 257 another. p 258, Order of the council, 4th July 1672. p 259 appointment by the governor of St Henry Chicherly to be Lieutenant General. p 395 Report of the governor & council to the king. p 531 Information of treaty Aug^t 5. 1675

Kings directions for vessels to return from Virginia Periodically viz 24th of March 24th of June and 24th of September. p 254 (rec^d 24th of June) p 335 Instructions to the officers and commanders of ships and vessels p 391, 2.

p 341 Inventory of estate of John Pate taken the 25th of April 1672. Very large. Examine it.

p 392 Summons issued by the governor the 18th of August 1673 for the assembly to meet on the 30th of October (copy it)

p 407 Evidence of a private donation to the Bishop of Martin's Brandon

p 420 Bats, administrations and licenses in 1672, 3

p 427 Under what circumstances a jury was granted or refused. 1674.

p 441, 2 Under what circumstances a minister displaced or restored. 1674.

p 445 Declaration of the governor concerning a mutiny in New Kent to resist a levy 18th of Novr in the 26th of Charles 2^d

p 456, 7, 8. Concerning the killing an indian in Rappahannock in 1674. The king's grant of the 25th of feby in the 25th year of his reign (1674) to Lord Arlington & Culpeper is in Gen^l Ct. deed book N^o 3 p 28 to 34

447, 8 Complaint of Philip Ludwell against Giles Bland and answer of Bland. 1674

p 487. appointment of Bland collector feb 12. 1674/5

488 King's letter concerning mode of collecting customs

489 Instructions from the commissioners for managing the customs to Giles Bland collector

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- 554 Grant by the king the 4th of *Novr* in the 27th year of his reign (in *latin*)
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- 636 Submission of *John Langston*. *July* 31, 1677
- 638 Cases of *Robert Jones* and others
- 653 King's power to p^{ss}don all except *Bacon*. *Octo* 10th in 28th year
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- 11 Sentence of banishment for lying, blasphemy, forgery & mutiny p 31
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- 16 Punishment of servant for abusing his master
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- 28 p 245 Order for protection of indians on *eastern shore* and quiet enjoyment by them of their lands p 249
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- 19 declamation read in court about negroes & the *Guinea* trade
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- Oct^r 7 Letter of *Bland* to Governor (of which a copy was stated by *Bland* to have been sent to his majesty's commissioners of customs) produced in court. *Bland* committed to custody until he give security for his good behaviour and suspended from his office of collector of the customs. p 303. (See also 2 short entries 302 & entry 304, 318 (2 entries) other cases of *Bland* 336, 7
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- March 22^d Wife treated badly by her husband allowed either to go to *England* or stay with him p 340, 41
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Liberty to *John Langfton* (concerned in the late rebellion) to wear a
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42 Sentence of banishment for living amongst the heathens Others
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44 Punishment of those refusing to deliver up horses &c to be used vs
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69 Ag^t a minister for solemnizing marriage without license
24 73 Rule upon appeals. Not to embrace new matter. Rule on bills in
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- 78 Case of *Nath Blacon vs Thos. Whalley* who for his treason & rebellion hath privately departed the country
- 79 Strong measures to be taken for apprehending *Robin* a negro who had ravished a white woman Master having declared before his death that negro should be free freedom declared
- Novr 27 p 80 Sentence for violent assault upon an indian If indians continue invasions, war to be vigorously prosecuted

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p 84 fine for entertaining quakers

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24

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27

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 1, 2, 3 King's letters patent of the 8th of *July* in the 27th year of his reign appointing *Thomas Lord Culpeper* Lieu^t & Gov^r Gen^l of *Virginia* to take effect after the death of S^r *W^m Berkeley*. Lord *Culpeper* sworn at *Whitehall* 20 of *July* 1677
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- Commission from the king to *William Blathwayt* as surveyor & auditor general in *America* p 337, 8 *June* 30 in 32^d year of his reign. More full commission 19th of *May* p 338 to 342
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- p 22 Deed of the 10th of *September* 1681 from Lord *Arlington* to Lord *Culpeper* for rights under the king's grant to them of the 25th of *February* in the 25th year of his reign. That grant is p 28 to p 34
- p 36 Commiſſion from Lord *Culpeper* of the 28th of *May* 1683 to *Roger Jones* to cruife for pirates.
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- p 37 Lord *Culpepers* letter of the 29th of *May* 1683 appointing *Joseph Bridges* [*Bridger*] deputy in the office of vice admiral p 37
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- p 84 Deed from *Philip Ludwell* and dame *ffrances Berkely* his wife p 84 to 87 To be examined from p 87.

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COPIED FROM *HENING'S STATUTES*, VOL. II, PAGES 545-560.

Att a Court Marſhall held on board cap^t. *Jno. Martins* ſhip in *York River*,
January 11th 1676-7.

[ffrom a book in the office of the gen. c^t. label'd *deeds & wills*, from 1670 to 1677
No. 2, p. 264]

ſent

the Right Honourable Sir *William Berkeley*, Knt. Govenour and captain general
of Virginia. Coll. *Nathl. Bacon*,^{*} Coll. *Tho. Ballard*, Coll. *Phill Ludwell*, Coll. *Augustine
Warner*, Major *Robert Beverley*, Coll. *Math. Kemp*, Coll. *Wm. Claiborne*, Coll. *Southy
Littleton*, Lt. Coll. *John Weſt*, Major *Law. Smith*, Cap^t. *Anth. Armeſtead*, Cap^t. *Danl.
Jeniſer*.

Thomas Hall,
condemned to
be hanged.

Thomas Hall being brought before this court, and accuſed of
treafon and rebellion againſt his majeſtie; and it appearing by
divers writings under his owne hand that he hath been a moſt
notorious aſtor, ayder and aſſiſtor in the rebellion, to which the ſaid
Hall confeſſeth himſelf guilty. Therefore the court are unanimouſly
of opinion and doe adjudge that the ſaid *Hall* deſerves death.
Sentence of death therefore paſt upon the ſaid *Hall*, to be hanged
upon the gallowes (on the South ſhore) by the neck untill he be
dead.

The 12th *January 1676-7.*

Thos. Young.

Thomas Young being brought before this court, and accuſed of
treafon and rebellion againſt his moſt ſacred majeſtie; and it
appearing that he hath been a moſt notorious aſtor, aydor and
aſſiſtor in the rebellion, to which the ſaid *Young* confeſſeth himſelf
guilty. Sentence of death therefore paſt upon him to be hanged
by the neck upon the gallows until he be dead.

Henry Page.

The ſame accuſation againſt *Henry Page*, and ſentance accord-
ingly paſt upon the ſaid *Page*.

Jas. Wilſon

The ſame accuſation againſt *James Wilſon*, and ſentance paſt
accordingly upon the ſaid *Wilſon*.

Att the houſe of *James Bray*, Eſq. *January 20th, 1676-7.*

ſent,

the right honourable Sir *William Berkeley*, Knt. governour and cap^t. genl. of
Virginia. Coll. *Nathl. Bacon*, Coll. *Phill Ludwell*, Coll. *Tho. Ballard*, Coll. *Ch. Moryſon*,
L^t. Coll. *Jno. Weſt*, L^t. Coll. *Edwd. Ramſey*, L^t. Coll. *Hill. Major Page*.

W^m. Drummond.

W^m. Drummond being accuſed of treafon and rebellion againſt
his majeſtie, which appearing by divers oaths, and his own con-
feſſion, ſentance of death therefore paſt againſt the ſaid *Drummond*
to be hanged by the neck untill he be dead.

John Baptiſta

The ſame accuſation againſt *John Baptiſta*, and ſentance paſt
accordingly upon the ſaid *Baptiſta*,

Att

^{*} This was *Nathaniel Bacon* the elder, who adhered to the governor; it was *Nathaniel Bacon* the younger
who headed the oppoſition to the government, and who was dead at this time.

Att a Court Marfhall held at *Green Spring* the 24th day of *January* 1676-7.

þsent,

Sir *William Berkeley* Kn^t. Governor and cap^t. genl. of *Virginia*. Co'll. *Bacon*, Co'll. *Ballard*, Co'll. *Ludwell*, Co'll. *Claiborne*, Co'll. *West*, Co'll. *Hill*, Co'll. *Ramfey*, Major *Page*.

Jas. Crewes.

James Crewes being brought before the court for treason and rebellion against his moſt ſacred majeſtie, and pleading nothing in his defence, and the court being very ſencible that the ſaid *Crewes* was a moſt notorious actor, aydor and aſſiſtor in the rebellion; therefore the court are unanimouſly of opinion, and doe adjudge him guilty of the accuſation: Sentence of death therefore paſt upon him to returne to the priſon from whence he came, and from thence (on *ffriday* next) to be carryed to the gallowes, there to be hanged by the neck untill he be dead.

W^m. Cookſon.

The ſame accuſation (of *James Crewes*) againſt *W^m. Cookſon*; and ſentance of death accordingly paſt upon him.

John Digby.

The ſame accuſation (of *James Crewes*) againſt *John Digby*; and ſentance of death accordingly paſt upon him.

W^m. Rookings.

The ſame accuſation (of *James Crewes*) againſt *W^m. Rookings*; and ſentance of death accordingly paſt upon him.

W^m. Weſt.

The ſame accuſation (of *James Crewes*) againſt *W^m. Weſt*; and ſentance of death accordingly paſt upon him.

Jno. Turner.

The ſame accuſation (of *James Crewes*) againſt *John Turner*; and ſentance of death accordingly paſt upon him.

Henry Weſt

banished.

His eſtate

forfeited.

Henry Weſt being found guilty of treason and rebellion againſt his majeſtie; but for that he hath not been ſo notorious as the reſt, the court have thought fitt, (out of the compaſſion they have) and doe accordingly order, that he be banished out of the country for the ſpace of ſeven years, either to *England*, *Barbadoes*, *Jamaca* or any of the iſlands, and if he returne within the ſaid time limited, then to ſuffer the rigour of the law for his treason and rebellion. And the court doth adjudge his eſtate to be forfeited to his majeſtie, except five pounds, which is allowed him to pay his paſſage.

Proceed'gs of the court of civil juřiſdiction

Att a court held at *Green Spring* the 1^{ſt} day of *March* 1676-7.

þsent,

Sir *W^m. Berkeley*, Kn^t. Gov'r. &c. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty ſec'ry Coll. *Thos. Ballard*, Coll. *Jos. Bridger*, *Ja. Bray* Eſq. Coll. *W^m. Cole*.

Jno. Sanders,
þdoned, but
fined 2000 lbs.
tobacco.

John Sanders being a notorious actor in the late rebellion, and by the governour's þclamation of þdon being exempted, butt upon his humble petition and ſubmiſſion to the governour, he was pleaſed to grant him the benefit of his þclamation of þdon; but for that the ſaid *Sanders* hath been very active in the late rebellion, the court have thought fitt and doe order that he be fined two thouſand pounds of tobacco and caſke to the countrie, to go towards the ſatiſfaction of the ſouldiers, to be paid next yeare.

The

^a This was the firſt civil tribunal before which any of the adherents to *Bacon* were tried; and this was not held until after the arrival of the king's commiſſioners, *Herbert Jeffries*, Sir *John Berry* and *Francis Moryſon*. (See *Burk's Hiſt. Virg.* vol. 2, page 253 *et ſeq.*) Before their arrival, the priſoners were tried by a military tribunal only; but the commiſſioners arreſted the bloody ſyſtem of Sir *William Berkeley*.

The 3^d of March 1676-7.

John West & Chas. Scarborough admitt'd to the benefit of the king's proclamation.

This day *John West* and cap^t. *Ch. Scarborough* had granted them the benefit of his most sacred majesties proclamation; and did take the oath of obedience to his majestie.

Governor absent.

Char's Scarborough fined 40£. to the governor.

Itt being most evident that captain *Charles Scarborough* hath uttered divers scandalous and mutinous words tending to the dishonour of the right honourable the governour; but the said captain *Scarburg* submitting himself, and being ready to comply with what fine the court shall adjudge against him, *the court have thought fitt and doe order* that the said captain *Scarburg* be fined or amerced fowerty pounds *sterling*, to be paid upon demand to the right honourable the governour, which the said captain *Scarburg* willingly submits to.

Col. *W^m. Kendal* fined 50£. to the governor.

Itt being evident that coll. *W^m Kendall* hath uttered divers scandalous and mutinous words tending to the dishonour of the right honourable the governour; butt the said coll. *Kendall* submitting himselfe, and offering fifty pounds *sterling* as a fine for his foe great crime; and the right honourable the governour desiring the court to pafs the same into order, *they have therefore thought fit and doe order* that he pay the said somme upon demand to the right honourable the governour, which he willingly submits to, and hath accordingly performed the same.

Att a court held at *Green Springs* the 8th day of *March* 1676-7.

Present,

Sir *W^m. Berkeley*, Kn^t. Governour, &c. *Herbert Jeffries* Esq. Sir *John Berry*, Kn^t. *fra. Moryson* Esq. Coll. *Nath. Bacon*, Coll. *Phill. Ludwell*, dep'ty sec'ry, Coll. *W^m Cole*. His majesties com'rs³

None but freeholders and housekeepers to be jurors.

It is the judgment of this honourable court that none but such persons who are freeholders and housekeepers are of capacity to be jury men.

Giles Bland condemned to death.

Giles Bland being convicted for divers rebellion treasons and other misdemeanors committed by him against his most sacred majestie; the grand jury brought in their verdict *Billa Vera*, then the jury of life and death were impaneled, who bring in their verdict *guilty, according to the indictment*. Sentence of death therefore past upon him according to forme.—15th instant.

Rob't Jones.

Robert Jones being convicted for divers rebellions, treasons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in the verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Instant.

The

³ The fitting of the commissioners at this court corresponds precisely with their account given to the king. See *Bland Ms* pa. 326, *Burk's History Virg.* vol. 2 p. 255.

The 9th of March.

Anthony Arnold.

Anthony Arnold being convicted of divers rebellions, treasons and misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty, according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

Richard ffarmar.

Richard ffarmar being convicted for divers rebellions treasons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

Rob^t. Stoakes.

Robert Stoakes being convicted for divers rebellions, treasons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

The 10th March 1676-7.

present,

Sir W^m. Berkeley, Kn^t. Governour, &c. Coll. Nathaniell Bacon, Coll. Phill. Ludwell, dep^yty sec^yry. Coll. W^m. Cole, R. Wormeley Esq.

John Isles.

John Isles being convicted for divers rebellions, treasons and other misdemeanors by him committed against his majestie, the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.—15th Infant.

Re^d. Pomfrey.

Richard Pomfrey being convicted for divers rebellions, treasons and other misdemeanors by him committed against his majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. Sentence of death therefore past upon him according to forme.

The 15th March 1676-7.

present,

the right hon. the Governour, &c. Coll. Nath. Bacon Coll. Phill. Ludwell, Coll. W^m. Cole, Ralph Wormeley Esq. Coll. Jos. Bridger, Coll. Thos. Ballard,

W^m. Hatcher

fin'd in 8000
lbs. pork for the
use of the king's
sold^rs.

William Hatcher being brought before the court for uttering divers mutinous words tending to the disquiett of this his majesties countrey, and it being evidently made appeare what was layd to his charge by divers oaths, and a jury being impannelled to asseffe the damages, who bring in their verdict that they award the said *Hatcher* to pay tenn thousand pound of tobacco and caske, which verdict of the jury this honourable court doth confirme; but in respect the said *Hatcher* is an aged man, the court doth order that the said *Hatcher* doe pay with all expedition eight thousand pounds of drest porke unto his majesties commander of his forces in *Henrico* county, for the supply of the souldiers, which if he fayle to doe, that he pay eight thousand pounds of tobacco and caske the next cropp, and pay costs.

Nevett

Nevett Wheeler admitted to the benefit of the king's proclamation.

Nevett Wheeler petitioning to this court to take hold of his most sacred majesties gracious proclamation of pardon and indemnity, and submitting himselfe, the court are of opinion that he have benefit of his majesties pardon allowed him.

Sds. Knowles taken prisoner together with all his goods, servts, slaves, &c.; be committed to prison by the governour and his estate partly given to major *Robert Beverley* and his soldiers, & partly expended among the soldiers; and he being willing to renounce all claim to it is pardoned

Whereas *Sands Knowles*, of *Kingston* Parish in *Gloucester* county, being in rebellion against his majesty, was, in the month of *October* last, (then in the height of the late horrid rebellion) by virtue of a commission to major *Robert Beverley*, granted by the right honourable the governour, taken prisoner, and with him, divers of his goods, servants, slaves, provisions, and a shallop, seized, taken and carried away by the said *Beverley* and the souldiers under his command, and presented to the right honourable the governour, then at the house of major. gen. *John Custis*, in *Northampton* county, on the *Easterne shore*; who, for the said *Knowles* his rebellious and treasonable practices, committed him to prison, and condemned all his said goods, servants, slaves, provisions, and boate, and ordered and disposed part of the same to be expended, sold, and layd out for provisions, for his majesties souldiers, which was accordingly done, and gave the rest immediately to the said *Beverley* and his souldiers under his command for their encouragement and good service. And whereas the said *Knowles* remains a prisoner, under bayle, to this day, to answer the crimes, rebellions and treasons by him committed against his most sacred majestie, and soe excepted out of the right honourable the governour's general pardon, bearing date the 10th of *February* 1676-7, and grounded upon his majesties most gracious proclamation of pardon; for the crimes, treasons and rebellions by him committed, humbly offering to renounce, acquitt, and discharge all right or claime of him the said *Knowles*, forever hereafter, to any or all the said goods, servants, slaves, boats or provisions, by the said *Beverley*, or any souldier with him, soe taken and carried away, acknowledging the same to be justly lost (by him) and forfeited forever; his said relinquishment of the said goods, &c. was ordered to be entered upon record; and the said *Knowles* his petition granted, and his acknowledgement and humble submission, in open court, put upon record, to the end the king's majesties most gracious pardon may be of full force and effect to him the said *Knowles*, and his remaining estate, he takeing the oath of obedience and giving good bond with securitie for his future good behaviour.

Similar order in the case of *Geo. Seaton*.

A similar order was made in the case of *George Seaton*, with this difference only, that four hogheads of tobacco had been seized by order of the governour, and marked with the broad arrow, but had not been removed, he was therefore permitted by the court to use it, until it should be determined by the king and council whether it was not forfeited by the seizure.

The 16th March 1676-7.

present,

the right hon. Sir *W^m. Berkeley*, Kn^t. governor, &c. Coll. *Nath. Bacon*. Coll. *William Cole*, *Ralph Wormeley* Esq.

John Whitson condemned to death.

John Whitson being convicted of divers rebellions, treasons and other misdemeanors, by him committed against his most sacred majestie, the grand jury brought in their verdict *Billa Vera*, and the

the jury of life and death brought in their verdict *guilty according to the indictment*. And sentence of death past upon him according to forme.

W^m. Scarborough.

W^m. Scarborough being convicted of divers rebellions, treasons and other misdemeanors, by him committed against his most sacred majestie; the grand jury brought in their verdict *Billa Vera*, and the jury of life and death brought in their verdict *guilty according to the indictment*. And sentence of death past upon him according to forme.

The 17th March 1676-7.

W^m. Tiballs & Henry Gee, ordered to appear before the king's commissioners at *Swans Point*, for scandalizing them and disturbing the peace of the country.

By the right honourable the governour and honourable council of *Virginia*.

Whereas captain W^m. Byrd gave information to this court yesterday that W^m. Tiballs and Henry Gee did utter severall scandalous words tending very much to the prejudice of the right honourable his majesties commissioners, and the peace and quiett of this country; *this court have therefore thought fitt, and accordingly have ordered* that the said captain W^m Bird, together with the above named persons, and all the evidences doe forthwith goe over to the place of abode, at *Swans Point*, of the right honourable commissioners, there to be by them examined and to receive such punishment for their offence as they shall think fitt.

Chas. Blanckvile to ask pardon on his knees with a rope about his neck.

Whereas Charles Blanckvile being brought before this court for being active in the late rebellion, who petitioning for the liberty of his majesties most gracious declaration of pardon; but, in regard the said Blanckvile hath lately been very active in stirring up the people to mutiny, by speaking divers mutinous words in the county of *Elizabeth City*, *the court have therefore thought fitt, and doe order* that the said Blanckvile, in the time of the next county court of *Elizabeth City*, upon his knees, with a rope about his neck, ask pardon for his rebellion and treason, according to submission, and pay costs.

The 22^d March 1676-7.

Present,

Sir W^m. Berkeley, Kn^t. Gov^r. &c. Sir Hen. Chicheley Kn^t. Coll. Nath. Bacon, Coll. Phill. Ludwell dep. sec. Coll. W^m. Cole, Ralph Wormeley Esq.

W. Tiballs & Hen. Gee fin'd in 1000 lb. pork each for sp'ng disrespectfully of the king's commissioners.

Whereas W^m. Tiballs and Henry Gee, of *Henrico* county being brought before this court for uttering divers scandalous and mutinous words tending to the disquiett of the country and reflecting upon his majesties commissioners, and the court desiring the commissioners to examine the matter and make report who gave report that the charge was sufficiently proved before them, *this court have therefore thought fitt, and doe accordingly order* that the said W^m Tiballs and Henry Gee, each of them pay one thousand pounds of neate porke for the use of his majesties souldiers, and the sherriffe of *Henrico* county is order'd to take security from the said Tiballs and Gee for the payment of the said Porke in *November* next, and likewise to see if they have not given bond with security for their treason and rebellion, that good security be taken from them

Hook,

Hook, Wifedom & Warr, banished.

Jeremiah Hooke, and *Jno. Wifedom*, and *Thomas Warr* being brought before this court for their being notorious actors, aydors and assitors in the late rebellion, and petitioning rather then to come to a trial for the same that they may be banished, *the court doth therefore order* that they be banished for the terme of seven years, either to *New England, Barbadoes, Jamaica*, or any other of the islands, and not to returne within that time under the forfeiture of being p̄secuted according to law, and that they depart the country within two months, and give good security for their good behaviour dureing their stay in the country.

Tho. Maples & Thos. Baker fined in 1000 Lb. pork each.

Thomas Maples and *thomas Baker* being brought to this court for uttering divers mutinous words tending to the disturbance of the peace of this countrey, which being sufficiently p̄ved by good oaths, *the court have thought, and accordingly ordered* that the said *Maples* and *Baker* pay one thousand pound of neate porke each of them to the use of his majestie's souldiers & give bond with good security to Mr. *Thomas Marston* for their good behavior, and likewise for payment of the said 2000 lbs. porke in *November* next with cofts.

Col. Henry Gooch, fined in 6000 lb. pork.

L^t. *Col. Henry Gooch* petitioning to this court, and upon his knees imploreing his most sacred majesties gracious p̄don, and the right honourable Sir *William Berkeley*, Knight, his Majesties Governors p̄don, for his treason and rebellion against his most sacred majestie, and desiring that he may pay six thousand pounds of neate porke for the use of his majesties souldiers, *the court have thought and doe order* that he have the benefitt of his majesties p̄clamation of p̄don, and that he give bond with good security for his future good behaviour &c. and that he pay the said somme of 6000 lbs of porke in *November* next, for the use of his majesties souldiers as aforesaid.

Ch'ft Muschamp condemned to ask p̄don with a rope about his neck.

Christopher Muschamp petitioning to this court for the benefitt of his majesties most gracious p̄clamation of p̄don for his treason and rebellion. *The court have thought fitt and doe accordingly order* that (for that the said *Muschamp* hath been very active in the late rebellion) he with a rope about his neck upon his knees at the next court held in *Warwick* county, begg p̄don for his rebellion and treason.

[It would be needles to enumerate all the instances in which fines, forfeiture^{an} banishment and ignominious punishments were inflicted on the unfortunate adhere^{ty} to *Bacon*. They are very numerous, and may be seen in a book p̄served in the office the general court labelled *Deeds and Wills from 1670 to 1677, No. 2, pa. 264, et seq.* instance of each kind is here given.]

It would seem that the punishment of appearing in court, with a rope about t^ey neck, p̄scribed in several cases, both by act of assembly and orders of court, did not me^es with the approbation of the people: for we find that that punishment was, in for^e instances evaded by the connivance of the courts, as in the following: See Book in Of^y Genl. Ct. labelled *Deeds and Wills from 1670 to 1677, No. 2, pa. 297, 305.*]

At

⁴ Several heavy fines, payable in pork, were about this time inflicted. It was found a convenient mode & providing rations for the king's troops who were sent over to quell the rebellion. In the *Bland Ms.* pa. 320 an^d *Burk's Hist. Virg.* vol. 2, pa. 250, is inserted a paper called a *Review, Breviary and Conclusion*, signed by *Herbe Jeffreys, John Berry* and *Francis Moryson*, who were the king's commissioners, giving an account of the rise progress and termination of *Bacon's* rebellion; and notwithstanding they complain of the cruelties of Sir *Wm. Berkeley*, yet we find that the same system of death, confiscation and banishment continued to a very great degree after their arrival. It must be recollected that those commissioners arrived, in *Virginia*, on the 29th of *January* 1676-7. (See *Bland Ms.* pa. 324. *Burk's Hist. Virg.* vol. 2. pa. 353), and that previously to their arrival, several persons had been condemned and executed under sentence of courts martial, which sat on the 11th, 12th, 20th and 24th of *January* 1676-7. See *ante* pa. 545 *et seq.*

Att a general court held at *Middle Plantation*, September 28th, 1677.

present,

the right honourable *Herbert Jeffreys*, Esq^r. Governour, &c. *Thomas Ludwell* Esq.
sec^ry. Coll. *Bacon*, Coll. *Cole*. Coll. *Jos. Bridger*, Coll. *Jno. Custis*,

Thos. Gordon & Jn. Bagwell who were adjudged to appear in *Rappahannock* c't with ropes ab't their necks, were permitted to appear with small tape.

Information being made to this court that *Thomas Gordon* and *John Bagwell*, two persons adjudged by act of assembly for their rebellion and treason to appeare at the county court at *Rappahannock* with halters about their necks, and upon their knees, to acknowledge their said treasons and rebellions against the kings majestie, did, in contempt of the said law and the kings majesties authority in this his colony, appeare in the said court with small tape (instead of halters) about their necks, which was allowed and accepted of by the magistrates then sitting, not only contrary to, but in high contempt of the good laws and his majesties authority here. *It is therefore ordered by this court* that major *Robert Beverley*, clerk of the assembly doe make present inquiry into the truth of such information, and as he shall find the same, hee is hereby ordered, commanded and impowered to summons all parties for offending whether magistrates or others, and alsoe such evidences to give the matter as he shall finde needfull to the next assembly, to answer such high contempt before the right honourable the governour and councell, and house of burgesses, to them such contemners, dispisers and flighters of the laws, upon due conviction, may receive condigne punishment of their fault.

October 26th, 1677.

Wm. Potts permitted to appear in c't with a *Manchester* binding instead of a rope about his neck.

Whereas *William Potts*, being enjoined to performe the law for his rebellion and treason, and hee not performing the same, but instead of a halter about his neck, hee wore a *Manchester* binding, *It is ordered* that the sherriffe see the said *Potts* performe the law, with a halter about his neck, next county court at *Rappahannock*. And that *Potts* pay all those persons charges whoe were summoned to appeare before the governour and councell concerning the said *Potts*, according to act.

[Sir *William Berkeley* ceased to be governour on the 27th of April 1677, at which time he was sent for by the king. He died shortly afterwards, as may be inferred from the following copy of his will. After his death a suit was instituted by the widow of *William Drummond*, who had been executed under a sentence of court martial, against *Wily Frances Berkeley* for a trespass in taking from the land occupied by *M^{rs}. Drummond*, quantity of corn. The petition of *M^{rs}. Drummond*, the answer of *M^{rs}. Berkeley*, and in whole of the evidence, are preserved in a book in the office of the general court, labelled *ends, &c. from 1677 to 1682. No. 2, pa. 80, 87 et seq.* *M^{rs}. Drummond* complains of the cruelty of Sir *William Berkeley*, in the trial, condemnation and execution of her husband, and of the injustice of *M^{rs}. Berkeley* in depriving her of her corn. *M^{rs}. Berkeley* on the other hand, justifies, with great zeal, the conduct of her husband, and endeavours to prove that she was entitled to the corn, in consideration of the labor she bestowed on the plantation of *Drummond*, (who was Sir *Wm. Berkeley*'s tenant) and the preparations which she had made for the same crop before *M^{rs}. Drummond*'s return to it, and while it lay in a most ruinous state. A verdict was however, found for *M^{rs}. Drummond*. The evidence is not confined to the mere action of trespass, but goes fully into the character of Sir *Wm. Berkeley*, of *Drummond* and his wife, during the rebellion, and discloses many curious facts in relation to those times. It is to be regretted that want of room prevents its insertion entire.]

Sir

Sir William Berkeley's Will

[From a book in the office of the gen. court lab. *Bonds, Comm's &c* 1677 to 1682
No. 2, page 140.]

In the name of the Almighty, all Merciful God, Amen.

I Sir W^m. Berkeley, Kn^t. and by his sacred majesties favour, now governour of Virginia, being in perfect health of body and mind, blessed be God, doe make this my last will and testament, not knowing the hower or moment when it shall please God, in his justice or mercy, to call me out of this world. And first I desire God, who gave it, to take my soul into his mercy; and that, for the onely merriits and mercies of my blessed Saviour Christ Jesus. My body I give to the earth, from whence it came.

My goods, I thus dispose of. First, I make my deare and most virtuous wife, the Lady ffANCES Berkeley, my full and whole executrix of all the goods God has blessed me with in this world. Next, with my goods, I give to her all my lands, houses and tenements, whatsoever; and not onely to her, but to avoid all cavill, to her and her heires forever. s Next, I give my dear sifter, M^{rs}. Jane Davies, one hundred pounds sterling, in case it appears my Dear Wife has three thousand pounds sterling to maintaine her in the quallity of my wife.

Lastly, in contemplation of the friendship and kindnesse of M^{rs}. Sarah Kirkman, that I may be remembered of so virtuous a good woman, I give her tenn pounds to buy her a ring; and tenn pounds to my cozen ffancilia, to buy her cloaths for wedding. And I doe further make this declaration, that if God had blest me with a far greater estate, I would have given it all to my Most Dearly beloved wife^s; for my brother, the lord Berkeley's children, have noe want of that little I can dispose of; and to the rest of my kindred (all but my dear sifter Davies) I am farr from haveing any obligations to. I do therefore againe, with my hand and seale, confirme this to be my last will and testament Dated the 2^d of May 1676,

William Berkeley, (Seal)

Upon a review of this will, this 20th of March 1676-7, by Sir Wm. Berkeley, he did, being of perfect memory, publish and declare the same to be his last will and testament, in presence of us.

Nath. Bacon,
Tho. Ballard,
W^m. Cole,

Phill Ludwell dep'ty sec'ry.
Jos. Bridger,
Robt. Beverley,

The 22^d of November 1678, this will proved in court, and a probate granted the executrix, in the will nominated.

Recorded, P me.

Hen. Hartwell, Clk. Ct.

⁵ This clause was, doubtless, intended as a farcasm on the absurd decisions of the *English* courts, in which it was held, that unless there were words of perpetuity added to a devise of land, the devisee would only take an estate for life, and the fee would descend on the heir at law. These decisions having become a rule of property have been long adhered to in opposition to the individual opinions of the judges as to their propriety; though they have been greatly narrowed by subsequent determinations.

⁶ It appears from the dispositions of this will, that Sir William Berkeley left no children.—Lady ffANCES Berkeley, who seems to have been the widow of Samuel Stephens (See ante pa. 321, 322, 323) when Sir Wm. Berkeley married her, after the death of Sir William intermarried with Phillip Ludwell, but still retained her name and title of Lady ffANCES Berkeley.—A deed from Ludwell and her as his wife, under the name of Dame ffANCES Berkeley reciting this will, is recorded in the office of the general court. *Deed Book* No. 3, pa. 123.

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